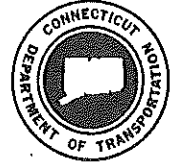


STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1707-N-60-L

RE: APPLICATION OF TRISTATE RIDE SERVICES, LLC TO OPERATE TWO (2) MOTOR VEHICLES, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) PASSENGERS, IN GENERAL LIVERY SERVICE BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN WALLINGFORD.

DECISION

AUGUST 24, 2017

I. INTRODUCTION

A. APPLICATION

By application filed on July 20, 2017, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Tristate Ride Services, LLC (hereinafter "applicant") with a mailing address of 2 Dean Drive, Wallingford, Connecticut 06492 seeks authorization to operate two (2) motor vehicles, having a seating capacity of less than eleven (11) passengers, in general livery service between all points in Connecticut from a headquarters in Wallingford.

B. HEARING

Pursuant to Connecticut General Statutes, Section 13b-103, as amended, a public hearing on this application was scheduled on August 22, 2017.

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

Mohammed Alamgir appeared pro se on behalf of the applicant. The applicant's mailing address is 2 Dean Drive, Wallingford, Connecticut 06492.

II. FINDINGS OF FACT

1. The applicant seeks to operate two (2) motor vehicles in livery service from a headquarters in Wallingford.

2. Mr. Alamgir has sixteen years of experience driving either a livery or taxi vehicle.

3. The applicant has secured a Federal Motor Carrier Number MC-998239-C to perform interstate livery trips and has been providing this service for the past year.

4. Fazul Karim is one of the applicant's clients who wants to use his livery service for intrastate travel to go to the Bradley International Airport. His family also has intrastate transportation needs which the applicant can help with. Mr. Karim estimates that he will go to the airport twice a month and his family will use the service about two times a month. Mr. Karim trusts Mr. Alamgir so he would prefer to use his service.

5. Moimul Chowdhury is a customer of the applicant who likes the quality of the applicant's interstate livery service and would use him for intrastate trips if he were available.

6. Anwar Hossain is also a customer of the applicant. He uses the applicant for interstate livery and wants to use him for intrastate service. The applicant is on time and reliable and provides good customer service.

7. Rashel Hafiz is a livery driver who receives two to three weekly intrastate trip referrals from the applicant. Mr. Hafiz is interested in driving for the applicant.

8. The applicant has a cash asset of \$8,400 in the bank.

9. The applicant's first six months of expenses includes insurance of \$4,480, maintenance of \$350, property tax of \$400 and communications of \$300 for a total expense of \$5,530.

10. The applicant loses at least twenty customers every week because he doesn't have intrastate authority.

11. The applicant's wife will help him in the office.

12. The applicant will operate a 2011 Lincoln MKS and a 2011 Toyota Sienna van which are both paid for.

13. 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 information that the applicant's

first six months of expenses includes insurance of \$4,480, maintenance of \$350, property tax of \$400 and communications of \$300 for a total expense of \$5,530. The applicant has a cash asset of \$8,400 in the bank. Based on the evidence presented, the applicant is financially viable to operate the proposed livery service.

Regarding the applicant's suitability, a criminal record check was performed for Mr. Alamgir which shows no criminal record. Mr. Alamgir has been a taxi or livery driver for the past sixteen years. Also, for the past year, he has operated in interstate livery service with his own company. Nothing came to light at the hearing which negatively reflected on the applicant's suitability.

The applicant has the ability to efficiently and properly to perform the service for which authority is requested and the fitness, willingness and ability to conform to the provisions of the statutes and the requirements and regulations of the department.

In proving public convenience and necessity, the applicant presented several customers who currently utilize his interstate livery service and want to use his intrastate service. He provides a good customer service to his clients and public convenience and necessity would be improved by a grant of this application.

VI. 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 3575, standing in the name of Tristate Ride Services, LLC is hereby issued as follows:

LIVERY PERMIT NO. 3575

Tristate Ride Services, LLC is authorized to operate two (2) motor vehicles, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in Wallingford.

Tristate Ride Services, LLC is also permitted and authorized to operate motor vehicles as a common carrier of passengers, in charter and special operations, in interstate commerce under such authorization as issued or amended by the Federal Motor Carrier Safety Administration in the issuance of Certificate Number MC-998239-C.

RESTRICTIONS:

The applicant must register and insure the two (2) motor vehicles granted in this decision within sixty (60) days from the date of this decision.

The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24)


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 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 August 24, 2017.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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