

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

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DOCKET NO. 1712-NGOV-137-L

RE: APPLICATION OF FAMILY THERAPEUTIC YOUTH SUPPORTIVE SERVICES, LLC DBA FAMILY TYSS TO OPERATE ONE (1) MOTOR VEHICLE, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) PASSENGERS, 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 HAVEN.

DECISION

March 20, 2018

I. INTRODUCTION

A. APPLICATION

By application filed on December 28, 2018, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Family Therapeutic Youth Supportive Services, LLC dba Family TYSS (hereinafter "applicant") with a mailing address of P.O. Box 26761, West Haven, Connecticut 06516 seeks authorization to operate one (1) motor vehicle, having a passenger 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 Haven.

B. HEARING

Pursuant to Connecticut General Statutes, Section 13b-103, as amended, a public hearing on this application was held on March 15, 2018.

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, 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

Mr. Tyshawn Spinks appeared on pro se behalf of the applicant. The applicant's mailing address is P.O. Box 26761, West Haven, Connecticut 06516.

II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle under contract with Veyo to provide non-emergency medical transport in the West Haven area.
2. Nick Sejerman and Mike Bouniauto from Veyo appeared in support of the application.
3. Veyo is looking for providers with experience dealing with children which the applicant has.
4. Mr. Spinks has a company that works with children providing mentoring, supervised visits and other support services.

5. The applicant will be operating a 2017 Nisan Altima in the business.

6. The applicant's first six months of expenses includes rent of \$1,500, vehicle payments of \$1512, camera costs of \$100, insurance of \$1,362, maintenance of \$630, property tax of \$650 and communication costs of \$1,506.

7. The applicant has \$34,656 in a Wells Fargo Bank.

8. Mr. Spinks and two of his staff have public service licenses. They will be the drivers for the livery service. Mr. Spinks also has experience transporting parishioners of his church in the church van on a regular basis.

9. Veyo will utilize the applicant for between 6 to 10 livery trips per day.

10. Mr. Spinks has a degree in business administration and master's degree in human resources.

11. 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 has presented evidence that the first six months of expenses includes rent of \$1,500, vehicle payments of \$1512, camera costs of \$100, insurance of \$1,362, maintenance costs of \$630, property tax of \$650 and communication costs of \$1,506 for a total cost of \$7,260. The applicant has \$34,656 in a Wells Fargo Bank which is sufficient to cover these initial costs.

Regarding the applicant's suitability, a criminal record check was performed for Tyshawn Spinks that shows no criminal record. Mr. Spinks has no livery experience but does have degrees in business and human resources and owns his own mentoring company. He also has a

public service license and has experience transporting people for his church. Based on the evidence presented, the applicant is suitable to perform this service.

On the issue of public convenience and necessity, the applicant presented two witnesses from Veyo who support the need for the additional livery service specifically where the applicant has experience, dealing with children. The applicant and his staff are uniquely qualified to transport children and will provide a great benefit the community. Based on all of the evidence presented, the applicant will be granted one (1) governmental livery permit.

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 3629, standing in the name of Family Therapeutic Youth Supportive Services, LLC dba Family TYSS is hereby issued as follows:

LIVERY PERMIT NO. 3629
DURATIONAL LIVERY SERVICE
UNDER CONTRACT WITH VEYO
DOCKET NO. 1712-NGOV-137-L-GRANTED ON March 20, 2018

Family Therapeutic Youth Supportive Services, LLC dba Family TYSS is authorized to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) passengers, for the provision of transportation for hire by virtue of a contract with Veyo from a headquarters in West Haven.

RESTRICTIONS:

The applicant must register and insure the one (1) motor vehicle granted in this docket within sixty (60) days from the date of this final decision. If the vehicle is not registered or insured within the sixty (60) day period, it will be revoked automatically.

The authority for the one (1) vehicle granted in Docket No. 1712-NGOV-137-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 Veyo.

The permit holder shall notify the department of any termination of its contract with Veyo 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.

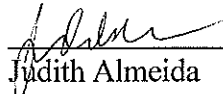
This permit is not transferable and shall remain in effect until revoked by the

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 on March 20, 2018.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida
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