

STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-2875

DOCKET NO. 1804-N-52-L

RE: APPLICATION OF CORPORATE LIVERY, LLC TO OPERATE THREE  
(3) GENERAL LIVERY VEHICLES, WITH A SEATING CAPACITY OF  
LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN  
ROCKY HILL.

DECISION

OCTOBER 17, 2018

## I. INTRODUCTION

### A. APPLICATION

By application filed on April 18, 2018, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Corporate Livery, LLC (hereinafter "applicant") with a mailing address of 155 Elmhurst Street, West Hartford, CT 06110 seeks authorization to operate three (3) motor vehicles, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Rocky Hill.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on October 4, 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

Abdirizak Barkin, Mahmoud Farrah and Liban Salad appeared on behalf of the applicant. The applicant was represented by Attorney Michael Stone whose mailing address is 129 Church Street, Suite 806, New Haven, CT 06510.

## II. FINDINGS OF FACT

1. The applicant seeks to operate three (3) motor vehicles in general livery service from a headquarters in Rocky Hill. The headquarters will be located in an office there.

2. The applicant will operate a 2009 Ford Taurus, 2014 Toyota Siena van and a 2011 Nissan Rogue. Only the Toyota has financing as the other two vehicles are paid for.

3. Mr. Farah's wife will sign the Nissan vehicle over to him if the livery permit is granted.

4. Farah Adan testified in support of the application. He uses Mr. Barkin for transportation to and from various doctor's appointments. He finds the service to be very good.

5. Stephen Zmijeski testified on behalf of his daughter who uses Mr. Farah weekly for transportation to the airport or train station. She is very pleased with the service.

6. Sara Bemont is a customer of Libon Salad. She used to refer him to guests when she managed the Travelodge. Now he drives her in medical transportation for Veyo. She is pleased with the service.

7. Abshir Mudet uses Mr. Barkin as a driver. He is happy with the service which is on time and safe.

8. Hussein Ali is also a happy customer in support of the application.

9. The applicant's first six months of expenses includes insurance of \$9,846, rent of \$1,476, vehicle financing of \$1,482, maintenance of \$1,350, advertising of \$150, property tax of \$270 and communication costs of \$1,410.

10. The applicant has \$20,173 in the bank.

11. Lisbon Salad is a part-time livery and taxi driver while Mr. Barkin and Mr. Farah drive a taxi full time.

12. Each of the applicant members has a defined customer base.

13. This application is 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.

Regarding the applicant's suitability, the applicant submitted a criminal record check for the three members which disclosed no criminal records. The three applicant members all have

extensive experience driving either taxi or livery or both. There were no issues which came to light which would negatively reflect on the applicant member's suitability.

As far as the applicant's financial suitability is concerned the applicant presented evidence that the first six months of expenses includes: insurance of \$9,846, rent of \$1,476, vehicle financing of \$1,482, vehicle maintenance of \$1,350, advertising of \$150, property tax of \$270 and communication costs of \$1,410 for a total expense of \$15,984. The applicant has \$20,173 in the bank which is sufficient to cover the startup costs.

On the issue of public convenience and necessity the applicants have been in the transportation business for several years. They have each created a customer base and provided witnesses who support the livery application.

Based on all of the evidence presented, this livery application will be granted.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application is hereby granted and Livery Permit Number 3642 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3642**

Corporate Livery, LLC is hereby permitted to operate three (3) motor vehicles, having a seating capacity of less than eleven passengers, in general livery service from a headquarters in Rocky Hill.

#### **RESTRICTIONS:**

**The applicant must register and insure the three (3) vehicles granted in this permit within ninety (90) days.**

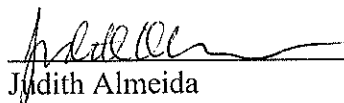
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 on the 17th day of October 2018.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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