

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

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DOCKET NO. 1806-N-78-L

RE: APPLICATION OF ARWA, LLC TO OPERATE ONE (1) GENERAL LIVERY VEHICLE, WITH A SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN KILLINGLY.

DECISION

SEPTEMBER 20, 2018

I. INTRODUCTION

A. APPLICATION

By application filed on June 7, 2018, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, ARWA, LLC (hereinafter "applicant") located at 63 Pineville Road, Killingly, CT 06241 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Killingly.

B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on September 18, 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

Paul Odongo and Sheik Deen appeared pro se on behalf of the applicant. The applicant's mailing address is 63 Pineville Road, Killingly, CT 06241.

II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in Killingly. The headquarters will be located in the home of one of the members.

2. Carolyn Kaberia supports the application. She has experienced three incidents in the past year where she was unable to get transportation after she called the local taxi service.

3. Alice Kamara-Sanders also supports the need for more transportation. She is aware that her co-worker was let go for not arriving at work on time because she couldn't find reliable transportation to work.

4. Roland Stevenson attempted to call the local taxi service for transportation, Putnam Taxi, and was never able to get through to the company.

5. Emelia Wallace often gets requests for rides from family and her tenants because

there is a lack of transportation in the area.

6. The applicant has \$8,938 in a bank account.

7. The applicant will operate a 2004 Volvo SUV which is fully paid for.

8. The applicants first six months of expenses will include: insurance of \$974, loans of \$1,334, maintenance of \$390, property tax of \$100, advertising of \$300 and communication of \$800.

9. Both of the applicant members are educated with advanced degrees and are currently employed. Mr. Deen is in Risk Management for IBM. Mr. Odongo is a high school mathematics teacher.

10. Mr. Deen will handle the financial aspects of the business while Mr. Odongo will handle the daily operation of the company.

11. There is a lack of public transportation in Killingly. There is limited taxicab transportation.

12. The applicant is seeking to provide an upscale transportation service beyond what is provided by taxicabs.

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 both members, Paul Odongo and Sheik Deen, which showed no convictions. Both partners are highly educated and one member has business experience. There is no question that they are

suitable to operate the proposed service.

As far as the applicant's financial suitability is concerned the applicant's presented evidence that their first six months of expenses includes: loans of \$1,334, maintenance of \$390, property tax of \$100, advertising of \$300 and communication of \$800 for a total expenditure of \$2,924. The applicant has prepaid for the insurance. The applicant has \$8,938 in a bank account to cover these initial expenses and is financially suitable to conduct the proposed business.

On the issue of public convenience and necessity the applicant presented residents from Killingly and the surrounding area. The evidence shows that here is little public transportation, the local taxi service isn't enough and livery service is needed. There were many stories of not being able to get transportation and being quoted long wait times by the local cab service. The applicants are offering alternative transportation to the sparse services available in the area.

Based on 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 3641 is hereby issued as follows:

LIVERY PERMIT NUMBER 3641

ARWA, LLC is hereby permitted to operate one (1) motor vehicle, having a seating capacity of less than eleven passengers, in general livery service from a headquarters in Killingly.

RESTRICTIONS:

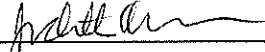
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 21st day of September, 2018.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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