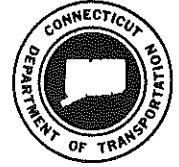


STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NUMBER 1811-N-140-L

RE: APPLICATION OF T-TRANSPORTATION, INC TO OPERATE ONE (1) MOTOR VEHICLE, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) ADULTS, IN GENERAL LIVERY SERVICE BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN FAIRFIELD.

DECISION

DECEMBER 24, 2019

I. INTRODUCTION

A. General

By application filed on December 21, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, T-Transportation, Inc. (hereinafter "applicant") with a mailing address of 474 Commerce Drive, Fairfield, Connecticut 06825, seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service between all points in Connecticut from a headquarters in the town of Fairfield.

B. Hearing Held

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on December 12, 2019.

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 the Connecticut General Statutes Section 13b-103. 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

Fuzi Tamer appeared on behalf of the applicant. The applicant's mailing address is 474 Commerce Drive, Fairfield, Connecticut 06825. The applicant was represented by attorney Michael Stone with a mailing address of 129 Church Street, Suite 806, New Haven, CT 06510

II. FINDING OF FACTS

1. The applicant seeks to operate one (1) motor vehicle in intrastate livery service from a headquarters in Fairfield.
2. Mr. Tamer has been a driver in various forms of transportation including taxi and livery service.
3. The applicant's assets include cash of \$7,852.
4. The applicant's first six month of costs includes vehicle financing of \$2,700, insurance of \$3,828, vehicle maintenance of \$450, communication of \$390 and advertising of \$300.
5. The applicant will operate a 2017 Lincoln MKT, provided by his friend for which he will pay a monthly fee.
6. Abdulhadi Abushna testified in support of the applicant. Mr. Abushna has used the

applicant as a driver in the past and will hire him in the future to transport himself and his family.

7. Imad Fawaz is the owner of a livery company who uses Mr. Tamer as a driver when he is not able to take a job. He will refer to the applicant about ten (10) livery trips a week.

8. Mr. Tamer does not have a criminal record.

9. No opposition was presented to a grant of this application.

III. DEPARTMENT ANALYSIS

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.

In support of financial wherewithal, the applicant presented evidence that its first six months of expenses includes vehicle financing of \$2,700, insurance of \$3,828, maintenance of \$450, communication of \$390 and advertising of \$300 for a total expense of \$7,368. The applicant has cash of \$7,852 in its bank account, which is sufficient to cover these costs. Based on the evidence presented, the applicant has proven its financial suitability to operate the requested vehicles.

With regard to suitability, the applicant provided the department with the requisite criminal conviction history form for Mr. Tamer, which shows no convictions. Mr. Tamer has worked as a livery driver in the past and has a public service license. Based on the evidence, the applicant is suitable to be granted the livery authority.

The applicant is also required to prove that public convenience and necessity would be improved by a grant of this application. In that regard, the applicant presented evidence from two people, which shows the need for an additional livery service in the area. One witness will regularly farm out his overflow trips to the applicant while the other witness is a customer who will continue using the applicant's service on a regular basis.

Based upon the above and pursuant to Connecticut General Statutes Section 13b-103, as amended, the application of T-Transportation, Inc. is hereby granted and Livery Permit Number 3686 is hereby issued as follows:

LIVERY PERMIT NO. 3686
FOR THE OPERATION OF LIVERY SERVICE

T-Transportation, Inc. is hereby permitted and authorized to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Fairfield.

RESTRICTIONS:

The applicant must register the one (1) vehicle granted under this decision within sixty (60) days from the date of this decision.

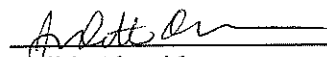
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

This permit shall remain in effect until 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 the rules, regulations and orders of the department may from time to time prescribe thereunder may result in a citation action against the permit holder.

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

Dated at Newington, Connecticut on this 24th day of December 2019.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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