

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

REVISED NOTICE OF CITATION HEARING
WWW.CT.GOV/DOT

February 28, 2019 AT 10:00 AM

DOCKET NO. 1812-C-151-T

Della Famiglia, Inc dba Stamford Taxi
22 Meadow Park Avenue East
Stamford, CT 06905

The records of the department indicate you are the holder of Certificate No. 223. The records of the department further indicate that you are in violation of the following Connecticut General Statutes (CGS) and/or Regulations of Connecticut State Agencies (RCSA), CGS Section 13b-96-21, 13b-96-22, 13b-96-35 and 16-1-98 as amended, by violating the terms of the certificate which require the certificate holder to comply with all pertinent motor vehicle laws and other statutes, and/or rules, regulations and orders of the department.

More specifically:

1. On October 18, 2018 Valerie Seery, upon receipt of application 1810-S-118-T, hereinafter referred to as "application", for sale of Certificate No. 223 from Della Famiglia, Inc. dba Stamford Taxi, hereinafter referred to as "transferor", to Riders Transportation, LLC dba Stamford Taxi, hereinafter referred to as "transferee", noticed that only 18 of their authorized 58 taxis were registered at that time. She notified the sellers of this and told them their certificate is not in compliance. This is a direct violation of Sec. 13b-96-21 which states "Any certificate holder who desires to discontinue the service of all of their taxicabs may do so, for a period of not more than fourteen (14) days, upon notification and approval of the commissioner. If the taxicabs discontinued from service are not reinstated in service at the expiration of such fourteen (14) day period, the authority to operate those taxicabs shall be subject to suspension, revocation or the imposition of a civil penalty.
2. In addition, there is no evidence that all 58 taxis authorized under Certificate No. 223 were registered and insured by March 31, 2018, the annual renewal date. This is a direct violation of Section 13b-96-22, "...any certificate holder who does not register the number of taxicabs authorized under its certificate by March 31 of each year, unless approved by the commissioner, shall be subject to suspension, revocation or the imposition of a civil penalty.
3. Furthermore, on October 18, 2018 the department emailed to the transferor a list of documentation that was missing from their application and the department followed up with approximately 16 emails and multiple phone calls discussing this information. As of December, 13, 2018, the application was still incomplete, and the financial review is found to be insufficient to prove


financial viability at this time. This is in direct violation of Section 13b-96-35 which states "The following conditions shall be met to effectuate a sale or transfer: (1) the prescribed forms for the sale or transfer of a certificate shall have been completed and filed with the commissioner; ... (3) The seller or transferor shall demonstrate that all of the taxicabs operated under the taxicab certificate being transferred have been in service for the immediate six (6) months prior to sale or transfer or has obtained prior approval by the commissioner to suspend service for cause determined at hearing; (5) the transferee or buyer shall demonstrate their financial suitability to transport passengers in taxicab service in accordance with section 13b-96-10(3) of the Regulations of Connecticut State Agencies.

4. And lastly, principals of the transferring company have yet to submit to a criminal history information check as required by Sec. 16-1-98 which states "each officer of the corporation and to each person owning ten (10) percent or more of the outstanding debt or equity of the operator or transferee.... there shall be submitted a statement from the chief of police of the city or town where each resides concerning any police record or absence of police record. The two principals listed on the Secretary of State filing for Della Famiglia, Inc. are: Bruno Necatera, Sr., President, and Donna Romaniello, Vice President. Mr. Necatera was given a two (2) year ADA waiver on December 21, 2017 from the department for getting his Criminal History Information Report done. Ms. Romaniello has no waiver.

Pursuant to Connecticut General Statutes Section 4-182, as amended, you are hereby directed to appear at the office of the Department of Transportation, 2800 Berlin Turnpike, Newington, Connecticut 06131, on February 28, 2019 at 10:00 AM in Hearing Room A, for a show cause hearing as to why this certificate should not be revoked or suspended for failure to comply with the applicable provisions of the Connecticut General Statutes and Regulations of Connecticut State Agencies, as stated above.

Dated at Newington, Connecticut on this 6th day of February 2019.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida
Staff Attorney 3
Administrative Law Unit
Bureau of Finance and Administration