



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NUMBER 1908-N-97-L

RE: APPLICATION OF CARE FOR YOU, LLC 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 BLOOMFIELD.

DECISION

NOVEMBER 7, 2019

I. INTRODUCTION

A. General

By application filed on August 22, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Care For You, LLC (hereinafter "applicant") with a mailing address of 34 Jerome Avenue, Suite 304, Bloomfield, Connecticut 06002 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) passengers, in general livery service between all points in Connecticut from a headquarters in Bloomfield.

B. Hearing Held

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on November 5, 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

Camille Roye-Fisher appeared pro se at the hearing. The applicant's mailing address is 34 Jerome Avenue, Suite 304, Bloomfield, Connecticut 06002.

II. FINDING OF FACTS

1. The applicant seeks to operate one (1) motor vehicle in intrastate livery service from a headquarters in Bloomfield.
2. The applicant currently operates a home care company providing services to the elderly and handicapped.
3. The applicant's assets include \$28,109 in a bank account.
4. The applicant's first six months expenses includes insurance of \$2,053, vehicle financing of \$3,175, property tax of \$420 and communication costs of \$120.
5. The applicant will operate a 2019 Toyota Sienna minivan if this application is granted.
6. The applicant will perform livery work for their home care clients and under contract with Connecticut Home Care Program.

7. The applicant's husband, Jason Gardener will drive the vehicle and handle other duties.
8. The applicant member, Camille Roye-Fisher, does not have a criminal record.
9. Mrs. Roye-Fisher has several degrees including a Masters Degree in business.
10. 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 insurance of \$2,053, vehicle financing of \$3,175, property tax of \$420 and communication costs of \$120 for a total expense of \$5,768. The applicant has cash of \$28,109 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 Camille Roye-Fisher which shows no convictions. She has experience operating a home care agency servicing the elderly and disabled and is transporting those clients now. Based on the evidence presented, the applicant is suitable to be granted 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 of need that her home care clients will use the transportation as well as the clients she services for Connecticut Home Care Program. Based on the evidence presented, the applicant has proven public convenience and necessity.

Based upon the above and pursuant to Connecticut General Statutes Section 13b-103, as amended, the application of Care for You, LLC is hereby granted and Livery Permit Number 3680 is hereby issued as follows:

LIVERY PERMIT NO. 3680
FOR THE OPERATION OF LIVERY SERVICE

Care For You, LLC 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 Bloomfield to all points in Connecticut.

RESTRICTIONS:

The applicant must register the one (1) vehicle granted under this decision within sixty (60) days of the date of this decision. Failure to register the vehicle will result in revocation of the authority.

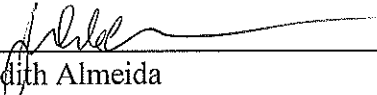
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 7th day of November 2019.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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