



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2106-N-54-L

RE: APPLICATION OF PERALTA'S ELITE LIMOUSINE, LLC TO
OPERATE ONE (1) MOTOR VEHICLE IN GENERAL LIVERY
SERVICE, WITH A SEATING CAPACITY OF LESS THAN ELEVEN
PASSENGERS, FROM A HEADQUARTERS IN GREENWICH.

DECISION

AUGUST 26, 2021

I. INTRODUCTION

A. APPLICATION

By application filed on June 23, 2021, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Peralta's Elite Limousine, LLC (hereinafter "applicant") with a mailing address of 9 Walnut Street, Cos Cob, Connecticut 06807 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in Greenwich.

B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on August 24, 2021.

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

Mario Peralta appeared pro se on behalf of the applicant. The applicant's mailing address is 9 Walnut Street, Cos Cob, Connecticut 06807.

II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in Greenwich.
2. The applicant will operate a 2011 Stretch Lincoln Town Car in the livery business. This vehicle is owned outright.
3. The applicant's first six months of expenses includes insurance costs of \$6,245, maintenance costs of \$1,838, communication costs of \$480, advertising costs of \$3,600, property tax of \$32 and office rent of \$6,000.
4. The applicant has \$64,599 in a business bank account.

5. The applicant has operated in interstate livery service since 2016.

6. The applicant has clientele who want to use his livery service for intrastate trips to the airport, nights on the town and weddings. He currently refers approximately fifteen (15) to twenty (20) trips a month to other intrastate livery providers.

7. Mr. Peralta is the only member and will be the vehicle driver. He has a public service license.

8. Mr. Peralta's wife also helps in the business.

9. This application was 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 history check for Mario Peralta, which disclosed a "yes" response. There are no specifics noted. Mr. Peralta stated that he has no convictions within the past ten years, and that he has a public service license. He has been in interstate livery service since 2016. Based on the evidence presented, the applicant is suitable to conduct the proposed intrastate livery business.

As far as the applicant's financial ability is concerned, the applicant presented evidence that the first six months of expenses includes: includes insurance costs of \$6,245, maintenance costs of \$1,838, communication costs of \$480, advertising costs of \$3,600, property tax of \$32 and office rent of \$6,000 for a total expense \$18,195. The applicant has \$64,599 in a bank account to cover the first six months of startup expenses and is therefore financially suitable.

On the issue of public convenience and necessity, the applicant has a large client base having been in the livery business for several years. His clients want to use his service for intrastate livery trips. At the current time, fifteen (15) to twenty (20) calls a month are referred by the applicant to several other livery providers. The applicant also plans to use google advertising to get clients. Since the applicant has already been in the livery business, it would be a natural expansion for him to get intrastate livery authority. Based on the evidence presented, the applicant will receive authorization for intrastate livery transportation.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of Peralta's Elite Limousine, LLC is hereby granted, and Livery Permit Number 3550 is hereby issued as follows:

LIVERY PERMIT NUMBER 3550

Peralta's Elite Limousine, LLC is authorized to operate one (1) motor vehicle in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in Greenwich.

Peralta's Elite Limousine, LLC is also permitted and authorized to operate motor vehicles as a common carrier of passengers, in charter and special operations, in interstate commerce under such authorization as issued or amended by the Federal Motor Carrier Safety Administration in the issuance of Certificate Number MC-959254-C.

RESTRICTIONS:

The applicant must register and insure the one (1) general livery vehicle granted in this decision within ninety (90) days. Failure to do so may result in revocation of this authority.

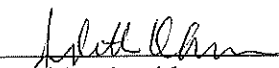
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

This permit shall remain in effect until 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 26th day of August 2021.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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