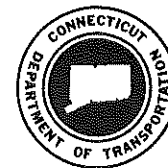


STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2107-N-58-L

RE: APPLICATION OF ACCESS TRANSPORTATION LLC TO OPERATE
THREE (3) GENERAL LIVERY VEHICLES, WITH A SEATING
CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A
HEADQUARTERS IN WEST HAVEN.

DECISION

NOVEMBER 2, 2021

I. INTRODUCTION

A. APPLICATION

By application filed on July 26, 2021, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Access Transportation LLC (hereinafter "applicant") with a mailing address of 192 Center Street, West Haven, Connecticut 06516 seeks authorization to operate three (3) motor vehicles, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in West Haven.

B. HEARING

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

Carine Williams and Ayodele Kehinde appeared pro se on behalf of the applicant. The applicant's mailing address is 192 Center Street, West Haven, Connecticut 06516.

II. FINDINGS OF FACT

1. The applicant seeks to operate three (3) motor vehicles in general livery service from a headquarters in West Haven.
2. The applicant will operate a 2008 Chrysler Sebring, 2013 Ford Taurus and a 2012 Honda Odyssey in the livery business. All these vehicles are owned.
3. The applicant's first six months of expenses includes insurance costs of \$9,495, maintenance costs of \$1,500, communication costs of \$2,700, property tax of \$305.
4. The applicant has \$15,736 in a business bank account.

5. The applicant has been transporting students to and from schools since 2017.
6. Both Ms. Williams and Mr. Kehinde will be the drivers. They will hire additional drivers for the third vehicle.
7. The applicant will be operating out of their home office. There are no zoning issues with operating a home office from the residence.
8. The department received a clean criminal record check for both members.
9. The applicant will be primarily working for DCF performing student trips to visitation, camps and other after school activities.
10. 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 record check for Carine Williams and Ayodele Kehinde which disclosed no criminal record. Both members have been working in student transportation since 2017. 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: insurance costs of \$9,495, maintenance costs of \$1,500, communication costs of \$2,700, property tax of \$305 for a total expense of \$14,000. The applicant has \$15,735 in a bank account to cover these startup expenses and is therefore financially suitable.

On the issue of public convenience and necessity, the applicant primarily works for the Department of Children and Families performing student transport. The applicant now wishes to expand into after school transportation of students to camps and visitation. 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 Access Transportation LLC is hereby granted, and Livery Permit Number 3725 is hereby issued as follows:

LIVERY PERMIT NUMBER 3725

Access Transportation LLC is authorized to operate three (3) motor vehicles in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in West Haven.

RESTRICTIONS:

The applicant must register and insure the three (3) general livery vehicles 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.

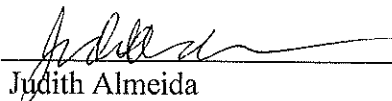
This permit shall remain in effect until it is amended, suspended or revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other state statutes and/or rules, regulations and orders of the department shall be considered 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 2nd day of November 2021.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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