



STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-2875

DOCKET NO. 2207-N-70-L

RE: APPLICATION OF ATHLETIC LIMO LLC TO OPERATE ONE (1)  
GENERAL LIVERY VEHICLE, WITH A SEATING CAPACITY OF  
LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN  
TRUMBULL

DECISION

AUGUST 30, 2022

## I. INTRODUCTION

### A. APPLICATION

By application filed on July 12, 2022, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Athletic Limo LLC (hereinafter "applicant") with a mailing address of 63 Stemway Road, Trumbull, Connecticut 06611 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 Trumbull.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on August 23, 2022.

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

Marlene Rossi appeared pro se on behalf of the applicant. The applicant's mailing address is 63 Stemway Road, Trumbull, Connecticut 06611.

## II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in Trumbull.
2. The applicant proposes to operate a 2019 Cadillac XTS which is owned.
3. One of the partners, Mr. Arias, has been taxi/livery driver for several years in Connecticut and New York.
4. The applicant's first six months of expenses includes insurance costs of \$2,837, maintenance costs of \$570, property tax of \$278 and communication costs of \$404.

5. The applicant has \$4,587 in a business bank account.
6. The applicant plans to get clients through networking, website bookings and referrals from other livery companies.
7. Mr. Arias will drive the livery vehicle while Ms. Rossi will handle dispatching and other administrative tasks.
8. The applicants will be operating out of their residence. There are no known zoning issues operating a home office from this residence.
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 record check for both members, Marlene Rossi and Jose Arias, which disclosed no criminal record. Mr. Arias has been working as a taxi driver in Connecticut and New York for several years. Ms. Rossi has a degree in Business Administration and is currently working as a dispatcher of staff for childcare centers. Based on the evidence presented, the applicant is suitable to conduct the proposed 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 \$2,837, maintenance costs of \$570, property tax of \$278 and communication costs of \$404 for a total expense of \$4,089. The applicant has \$4,587 in a business bank account to cover these startup expenses and is therefore financially suitable.

On the issue of public convenience and necessity, the applicants will provide livery transportation to companies they receive referrals from, current customers and individuals they have networked with. Their existing customer base will allow them to start up this business. Based on the evidence presented, the applicant will receive authorization for intrastate livery service.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of Athletic Limo LLC is hereby granted, and Livery Permit Number 3755 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3755**

Athletic Limo 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 Trumbull.

#### **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 the general livery 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.

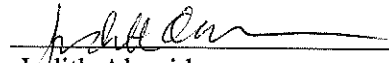
This permit shall remain in effect until it is amended, suspended or revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other state statutes and/or rules, regulations and orders of the department shall be considered 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 30th day of August 2022.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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