



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2304-N-62-L

RE: APPLICATION OF OAK LUXURY SERVICE LLC TO OPERATE ONE
(1) MOTOR VEHICLE IN GENERAL LIVERY SERVICE, WITH A
SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS,
FROM A HEADQUARTERS IN WATERTOWN

DECISION

JULY 25, 2023

I. INTRODUCTION

A. APPLICATION

By application filed on April 13, 2023, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Oak Luxury Service LLC (hereinafter "applicant") with a mailing address of 110 Woodbury Road, Watertown, Connecticut 06796 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 Watertown.

B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on July 19, 2023.

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

Akeem Johnson appeared pro se on behalf of the applicant. The applicant's mailing address is 110 Woodbury Road, Watertown, Connecticut 06796.

II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in Watertown.
2. The applicant proposes to operate a 2018 Cadillac SUV which is owned.
3. The applicant has been a chauffeur since 2016 working for several different livery companies.
4. The applicant's expenses include insurance of \$3,522, communication costs of \$1,000, property tax of \$460, maintenance costs of \$1,000 and advertising costs of \$4,000.

5. The applicant has \$17,497 in a business bank account.
6. Mr. Johnson has a clean criminal history and a livery license endorsement.
7. Mr. Johnson will drive the livery vehicle.
8. The applicant will get customers through private school referrals and networking.
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 Akeem Johnson which disclosed no criminal record. The applicant has operated as a chauffeur for several years. 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 of \$3,522, communication costs of \$1,000, property tax of \$460, maintenance costs of \$1,000 and advertising costs of \$4,000 for a total expense of \$9,982. The applicant has \$17,497 in a bank account to cover these startup expenses and is financially suitable.

On the issue of public convenience and necessity, the applicant is seeking to operate his own livery service now since he has been working as a chauffeur. The applicant has many contacts in the community including at a private school where he lives which will provide him referrals and through former employers. Based on the evidence presented, the applicant has shown

that public convenience and necessity will be improved by a grant of this application.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of Oak Luxury Service LLC is hereby granted, and Livery Permit Number 3794 is hereby issued as follows:

LIVERY PERMIT NUMBER 3794

Oak Luxury Service 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 Watertown.

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.

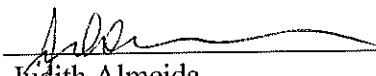
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 25th day of July 2023.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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

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