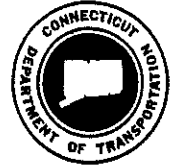


STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2306-N-90-L

RE: APPLICATION OF LUIS A. VEGA MARTINEZ DBA LUIS LIMO TO
OPERATE ONE (1) MOTOR VEHICLE IN GENERAL LIVERY
SERVICE, WITH A SEATING CAPACITY OF LESS THAN ELEVEN
PASSENGERS, FROM A HEADQUARTERS IN NEW BRITAIN

DECISION

JULY 25, 2023

I. INTRODUCTION

A. APPLICATION

By application filed on June 8, 2023, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Luis A. Vega Martinez dba Luis Limo (hereinafter "applicant") with a mailing address of 253 Fairview Street, Floor 1, New Britain, Connecticut 06051 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 New Britain.

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

Luis A. Vega Martinez pro se on behalf of the applicant. The applicant's mailing address is 253 Fairview Street, Floor 1, New Britain, Connecticut 06051.

II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in New Britain.
2. The applicant proposes to operate a 2017 GMC Denali. The vehicle is financed.
3. The applicant has been operating in interstate livery service for the past year.
4. The applicant has been receiving referrals from other livery companies.
5. The applicant's first six months of expenses includes vehicle financing of \$5,943, insurance of \$3,610, property tax of \$325, maintenance of \$650 and communication of \$750.

6. The applicant has \$17,200 in a bank account.
7. The applicant will be the only driver of the livery vehicle.
8. The applicant will be receiving referrals from livery companies that he has worked for in the past.
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 Mr. Martinez which disclosed no criminal record. The applicant has been operating in interstate livery service for the past year. 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 vehicle financing of \$5,943, insurance of \$3,610, property tax of \$325, maintenance costs of \$650 and communication costs of \$750 for a total expense of \$11,278. The applicant has \$17,200 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 provide transportation to his livery clients, and he will take referrals from the livery operators that he works with. 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 Luis A. Vega Martinez dba Luis Limo is hereby granted, and Livery Permit Number 3751 is hereby reissued as follows:

LIVERY PERMIT NUMBER 3751

Luis A. Vega Martinez dba Luis Limo 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 New Britain.

Luis A. Vega Martinez dba Luis Limo is 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-1365295.

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.

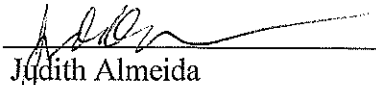
This permit shall remain in effect until it is amended, suspended or revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other state statutes and/or rules, regulations and orders of the department shall be considered 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 of July 2023.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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