



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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DOCKET NUMBER 1209-C-106-L

RE: IN THE MATTER OF THE CITATION OF ROYAL R.S., INC

Final Decision

January 18, 2013

I. INTRODUCTION

A. General

By citation dated September 13, 2013, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, Royal R.S., Inc. (hereinafter "respondent"), holder of Permit Number 2905, was ordered to come before the department to answer the allegations made therein.

Pursuant to said citation, the respondent was directed to appear at the Newington office of the Department of Transportation to show cause why Permit Number 2905, issued for the operation of livery service, should not be suspended or revoked or a civil penalty imposed for violation of its permit pursuant to Connecticut General Statutes Section 13b-103, et seq.

More specifically, it is alleged that the respondent violated the following Regulations of Connecticut State Agencies and Connecticut General Statutes:

1. 13b-103 Failure to have an active headquarters
2. 16-325-1(1)(2)(3) Failure to have an active headquarters as defined
4. 16-325-4 Change of address
5. 16-325-5 Availability to access records

The citation was served upon the respondent by first class and certified mail and recited the department's reasons for issuing it.

B. Hearing Held

Pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, the first public hearing for this citation was held on December 13, 2012. The respondent failed to attend the hearing and the permit was revoked. An individual purportedly acting on behalf of the respondent requested to reopen the case on December 31, 2012. The second hearing was held on January 15, 2013, at which time the owner did appear.

Notice of the citation and the hearing to be held thereon was given to the respondent and to such other parties as required by Connecticut General Statutes Section 13b-103, as amended.

The hearing on this matter was conducted by a hearing officer designated by the Commissioner of Transportation, pursuant to Section 13b-17 of the Connecticut General Statutes.

C. Appearances

Roman Egorov appeared pro se on behalf of the respondent. The respondent's mailing address is P.O. Box 125, Hartford, CT 06105.

Eugene Morris, Transportation Public Transit Inspector with the Regulatory and Compliance Unit, presented evidence on behalf of the department.

Richard Majka, Transportation Public Transit Inspector, appeared as a witness in this matter.

II. FINDINGS OF FACT

1. The respondent is the holder of livery permit 2905 in the name of Royal R.S., Inc.
2. As the result of an application filed by the respondent, the department sent Richard Majka out to the respondent's headquarters at 178 Park Road, West Hartford on July 18, 2012, to perform a headquarters check. There was no headquarters at that location.

3. On July 18, 2012, Mr. Majka spoke with the manager of the company, Olatunja Aiwinilomo who told him that he did not have a headquarters. Mr. Majka gave him 30 days to establish a headquarters. Some five months later, the respondent still has no headquarters.

4. The respondent was ordered to provide a copy of a contract that it has with a broker for its durational livery vehicles within seven days of the hearing date.

5. The respondent admits that it has not had a headquarters since the spring of 2012.

III. DEPARTMENT ANALYSIS

The Department of Transportation has jurisdiction over matters pertaining to the operation of motor vehicles in livery service in the State of Connecticut accordance with Connecticut General Statutes Section 13b-103, as amended.

Pursuant to Connecticut General Statutes Section 13b-103, the department may amend or for sufficient cause suspend or revoke any such permit. Further, the department may impose a civil penalty on any person who violates any provision of the governing chapter or any regulation adopted under Section 13b-103, as amended, with respect to fares, service, operation or equipment, in an amount not to exceed one thousand dollars per day for each violation.

The evidence shows that respondent failed to have an active headquarters since spring of 2012 and the owner of the company, Ronan Egorov, admitted such. The manager of the respondent, Olatunji Aiwinilomo, admitted to Mr. Majka that he had no headquarters and was given thirty days to establish one. That was five months before the hearing and still no headquarters was established.

The respondent will be assessed a civil penalty for not having a proper headquarters of \$5,000 and the respondent will also have to reestablish a proper headquarters within thirty (30) days of the date of this hearing and notify the department of its new West Hartford headquarters address in writing within that time period. The department will do periodic site visits to ensure compliance.

IV. ORDER

Based on the above, the respondent is hereby ordered to pay to the Department of Transportation, a civil penalty in the amount of FIVE THOUSAND DOLLARS (\$5,000), by certified check, bank check or money order made payable to the "Treasurer, State of Connecticut," within sixty (60) days from the date of this final decision.

The respondent has thirty (30) days from the date of this Final Decision to establish a West Hartford address and notify the department in writing of its headquarters address.


The respondent has thirty (30) days from the date of this Final Decision to submit a current executed contract with Logisticare or forfeit its governmental livery authority.

Failure of the respondent to comply with this order shall result in revocation without further proceeding.

This final decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this the 18th day of January, 2013.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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