
TORONTO LICENSING TRIBUNAL: August 2, 2012
Summary of Decisions
S. Agrawal / M. Borer / T. Yao

Items 1 to 3 are pre-hearings

1. **Martin Karp** (*Report No. 5873*)
Holder of Taxicab Owner's Licence No. V02-0044582, Plate No. 3045
Plate Removal: May 15, 2012.

DECISION:

The Tribunal approved the following pre-hearing agreement:

- (1) A two (2) day suspension to Martin Karp's taxicab owner's licence No. V02-0044582 for plate No. 3045, to commence on a date agreed upon and approved by the Toronto Licensing Tribunal*;
- (2) Martin Karp's taxicab owner's licence will be placed on probation for a period of one (1) year, to commence on the date that this recommendation is approved by the Toronto Licensing Tribunal;
- (3) During that one (1) year period, if there are any mechanical defects resulting in a plate removal, the report of June 4, 2012 regarding taxicab plate no. 3045, plate removal May 15, 2012, will be brought forward with respect to its liability and the appropriate penalty; and
- (4) If, at the end of the one (1) year period, there have been no further plate removals, the matter will be considered finalized.

*It was agreed that the two days suspension period will be August 13 and 14, 2012.

The Tribunal ordered Mr. Karp or his representative to surrender the licence plate to Municipal Licensing and Standards by 9:00 a.m. on August 13, 2012.

2. **Sultan Aburabie** (*Report No. 5874*)
Holder of Taxicab Driver's Licence No. D01-4177180; Designated Lessee for Plate No. 3045
Plate Removal: May 15, 2012.

DECISION:

The Tribunal approved the following pre-hearing agreement:

- (1) A two (2) day suspension to Sultan Aburabie's taxicab driver's licence No. D01-4177180 for plate No. 3045, to commence on a date agreed upon and approved by the Toronto Licensing Tribunal*;
- (2) Sultan Aburabie taxicab driver's licence will be placed on probation for a period of one (1) year, to commence on the date that this recommendation is approved by the Toronto Licensing Tribunal;
- (3) During that one (1) year period, if there are any mechanical defects resulting in a plate removal, the report of June 4, 2012 regarding taxicab plate no. 3045, plate removal May 15, 2012, will be brought forward with respect to its liability and the appropriate penalty; and
- (4) If, at the end of the one (1) year period, there have been no further plate removals, the matter will be considered finalized.

*It was agreed that the two days suspension period will be August 13 and 14, 2012.

The Tribunal ordered Mr. Aburabie to surrender his licence and photo card to Municipal Licensing and Standards by 9:00 a.m. on August 13, 2012.

3. Super-Quick Taxi Inc. (Report No. 5838)

Jean Haddad, President

Holder of Limousine Owner's Licence No. V04-3484303, Plate No. 19

Plate Removal: January 18, 2012.

DECISION:

The Tribunal approved the following pre-hearing agreement:

- (1) A two (2) day suspension to Super-Quick Taxi Inc.'s limousine owner's licence No. V04-3484303 for plate No. 19, to commence on a date agreed upon and approved by the Toronto Licensing Tribunal*;
- (2) Super-Quick Taxi Inc.'s limousine owner's licence will be placed on probation for a period of one (1) year, to commence on the date that this recommendation is approved by the Toronto Licensing Tribunal;
- (3) During that one (1) year period, if there are any mechanical defects resulting in a plate removal, the report of March 22, 2012 regarding taxicab plate no. 19, plate removal January 18, 2012, will be brought forward with respect to its liability and the appropriate penalty; and
- (4) If, at the end of the one (1) year period, there have been no further plate removals, the matter will be considered finalized.

* It was agreed that the two days suspension period will be August 7 & 8, 2012.

Regular Items

4. Estate of Peter Ciemny (Report No. 5906)

Paul Nelson Ciemny, Estate Trustee

Holder of Taxicab Owner's Licence Nos. V02-4185861 & V02-4185862, for Plate Nos. 1263 & 2833.

DECISION:

The Tribunal approved the following joint recommendation:

Taxicab owner's licence Nos. V02-4185861 & V02-4185862, for Plate Nos. 1263 & 2833 in the Estate of Peter Ciemny will be extended for a period of three (3) months.

5. Shehbaz Malik (Report No. 5802)

Applicant for Renewal of Limousine Driver's Licence No. D05-3844589.

DECISION:

The Tribunal adjourned this matter to September 6, 2012, *peremptory* to Mr. Malik.

6. Shoaib Ahmad (Report No. 5776)

Applicant for Renewal of Taxicab Driver's Licence No. D01-3371497.

DECISION:

The Tribunal approved the following joint recommendation:

Shoaib Ahmad's taxicab driver's licence No. D01-3371497 will be renewed, effective immediately, subject to the following conditions:

- (1) immediately upon being renewed, the licence will be suspended for a period of seven (7) days;
- (2) immediately upon being reinstated, the licence will be placed on probation for a period of four (4) years;
- (3) during the probationary period, if Mr. Ahmad incurs any charges or convictions under the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (4) during the probationary period, if Municipal Licensing and Standards has any concerns with any new charges or convictions, those matters and report No. 5776 and any updating material can be brought back before the Tribunal for a full hearing.

7. **Nadarajah Sivanandan** (*Report No. 5764*)
Applicant for Renewal of Ambassador Taxicab Owner's Licence No. V02-3477452.

DECISION:

The Tribunal ordered that Nadarajah Sivanandan's Ambassador taxicab owner's licence No. V02-3477452 will be renewed, effective immediately, subject to the following conditions:

- (1) immediately upon being renewed, the licence will be placed on probation for a period of four (4) years;
- (2) prior to each of the next four renewals of the licence, Mr. Sivanandan must provide to Municipal Licensing and Standards, at his own expense, an updated abstract of his driving record;
- (3) during the probationary period, if Mr. Sivanandan incurs any charges or convictions under the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (4) during the probationary period, if Municipal Licensing and Standards has any concerns with any new charges or convictions, those matters and report No. 5764 and any updating material can be brought back before the Tribunal for a full hearing.

8. **Estate of Phillip Murvin Penfield** (*Report No. 5907*)
Hilda Sparkes-Penfield, Estate Trustee
Holder of Taxicab Owner's Licence No. V02-4296625 for Plate No. 3375.

DECISION:

The Tribunal ordered an extension of six (6) months for taxicab owner's licence No. V02-4296625, plate No. 3375 to remain in the Estate of Phillip Murvin Penfield.