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**TORONTO LICENSING TRIBUNAL: May 16, 2013**  
**Summary of Decisions**  
**K. Chan / S. Agrawal / D. Peacock**

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**1. Carmelo Fermo** (Report No. 5953)

Applicant for Renewal of Tow Truck Driver's Licence No. D09-3957818.

**DECISION:**

The Tribunal approved the following pre-hearing agreement:

Carmelo Fermo's tow truck driver's licence will be renewed, effective immediately, subject to the following conditions:

- (1) Mr. Fermo must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;
- (2) immediately upon being renewed, the licence will be placed on probation for a period of two (2) years to commence on May 16, 2013;
- (3) prior to each of the next two renewals of the licence, Mr. Fermo must provide to Municipal Licensing and Standards, at his own expense, an updated abstract of his driving record;
- (4) during the probationary period, if Mr. Fermo incurs any new charges or convictions under the *Toronto Municipal Code* or the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (5) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5953, and any updating material, shall be brought back before the Tribunal for a full hearing.

**2. Ahmed S. Abdi** (Report No. 5977)

Holder of Taxicab Driver's Licence No. D01-2018974.

**DECISION:**

The Tribunal approved the following pre-hearing agreement:

Ahmed S. Abdi's taxicab driver's licence will have the following conditions imposed, effective immediately:

- (1) Mr. Abdi must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;
- (2) the licence will be suspended for a period of thirty (30) days;
- (3) immediately upon being reinstated, the licence will be placed on probation for a period of four (4) years;
- (4) prior to each of the next four renewals of the licence, Mr. Abdi must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his criminal and driving records;
- (5) during the probationary period, if Mr. Abdi incurs any new charges or convictions under the *Toronto Municipal Code*, the *Criminal Code* or the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (6) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5977, and any updating material, shall be brought back before the Tribunal for a full hearing.

**3. Bohdan Bob Dowzanskyj (Report No. 5950)**

Applicant for Renewal of Taxicab Owner's Licence No. V02-0026001.

**DECISION:**

The Tribunal approved the following pre-hearing agreement:

Bohdan Bob Dowzanskyj's taxicab owner's licence will be renewed, effective immediately, subject to the following conditions:

- (1) Mr. Dowzanskyj must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;
- (2) the licence will be suspended for a period of ten (10) days;
- (3) the licence will be endorsed 'owner not to drive';
- (4) immediately upon being reinstated, the licence will be placed on probation for a period of three (3) years;

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- (5) prior to each of the next three renewals of the licence, Mr. Dowzanskyj must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his criminal and driving records;
- (6) during the probationary period, if Mr. Dowzanskyj incurs any new charges or convictions under the *Toronto Municipal Code*, the *Criminal Code* or the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (7) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5950, and any updating material, shall be brought back before the Tribunal for a full hearing.

**4. Andre M. Gray** (Report No. 5707)

Holder of Tow Truck Driver's Licence No. D09-3845131.

**DECISION:**

The Tribunal adjourned this matter to June 27, 2013. Mr. Gray's tow truck driver's licence will remain suspended in the interim.

**5. Michael Langille** (Report No. 4969)

Applicant for Renewal of Pedicab Owner's Licence Nos. V17-3595460, V17-3595461, V17-3595457, V17-3595458, V17-3612062, V17-3612063, V17-3612064, V17-3612065, V17-3612061 and V17-3612066 for Pedicab Plate Nos. 422, 423, 427, 428, 429, 430, 434, 435, 436 and 437.

**DECISION:**

The Tribunal approved the following joint recommendation:

Mr. Michael Langille's pedicab owner's licences will be renewed, effective immediately, subject to the following conditions:

- (1) Mr. Langille must provide to Municipal Licensing and Standards proof of payment of any outstanding fines;
- (2) if proof of payment is provided before May 21, 2013, no suspension shall take effect;
- (3) if proof of payment is not provided by May 21, 2013, all licences will be immediately suspended until proof of payment is received. If proof of payment is not received within 60 days, all licences will be cancelled.

- (4) immediately upon being reinstated, the licences will be placed on probation for a period of three (3) years;
- (5) during the probationary period, if Mr. Langille incurs any new charges or convictions under the *Toronto Municipal Code*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (6) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 4969, and any updating material, shall be brought back before the Tribunal for a full hearing.

**6. Abdulhossin Mazarei-Ghiri** (Report No. 5948)  
Applicant for Renewal of Taxicab Driver's Licence No. D01-3952608.

**DECISION:**

The Tribunal adjourned this matter to June 13, 2013, *peremptory* to Mr. Mazarei-Ghiri.

*(Mr. Mazarei-Ghiri did not attend today's hearing).*

**7. Kugathasan Thambirajah** (Report No. 5936)  
Applicant for Renewal of Taxicab Driver's Licence No. D01-3004995.

**DECISION:**

The Tribunal approved the following joint recommendation:

Mr. Kugathasan Thambirajah's taxicab driver's licence will be renewed, effective immediately, subject to the following conditions:

- (1) the licence will be suspended for a period of thirty (30) days to commence May 16, 2013;
- (2) Mr. Thambirajah must provide proof of registration with a recognized Substance Abuse Counselling Program in which a certificate can be earned and provided to Municipal Licensing and Standards within 15 days of today's date;
- (3) Mr. Thambirajah must provide proof of successful completion of the Substance Abuse Counselling Program to Municipal Licensing and Standards within 90 days;

- (4) immediately upon being reinstated, the licence will be placed on probation for a period of three (3) years;
- (5) prior to each of the next three renewals of the licence, Mr. Thambirajah must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his criminal and driving records;
- (6) during the probationary period, if Mr. Thambirajah incurs any new charges or convictions under the *Toronto Municipal Code*, the *Highway Traffic Act*, the *Liquor Licence Act* and the *Criminal Code*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days; and
- (7) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 5936, and any updating material, shall be brought back before the Tribunal for a full hearing.

The Tribunal ordered Mr. Thambirajah to surrender his photo card and licence to Municipal Licensing and Standards immediately.

**8. Raphel Kumar Das (Report No. 6028)**

Applicant for Renewal of Taxicab Driver's Licence No. D01-3126854.

**DECISION:**

The Tribunal renewed Raphel Kumar Das' taxicab driver's licence No. D01-3126854, effective immediately, subject to the following conditions::

- (1) the licence will be placed on probation for a period of three (3) years to commence on May 16, 2013;
- (2) prior to each of the next three renewals of the licence, Mr. Das must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his criminal and driving records;
- (3) during the probationary period, Mr. Das incurs any new charges or convictions under the *Toronto Municipal Code*, the *Highway Traffic Act* or the *Criminal Code*, 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 concerns with any new charges or convictions, those matters and report No. 6028, and any updating material, shall be brought back before the Tribunal for a full hearing.

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**9. Saqib Nawaz** (Report No. 6050)

Holder of Taxicab Owner's Licence No. V02-3961369; Agent for Plate Nos. 217 and 434.

**DECISION:**

The Tribunal approved the following joint recommendation:

- (1) this matter will be adjourned to May 30, 2013, with an interim suspension to Mr. Nawaz' taxicab owner's licence, effective immediately;
- (2) Mr. Nawaz must surrender his taxicab owner's licence to Municipal Licensing and Standards, effective today;
- (3) Mr. Nawaz' role as agent with respect to Plate Numbers 217 and 434 is terminated effective today; Mr. Nawaz is forbidden from serving as agent in respect of any licence, taxicab or otherwise, issued by Municipal Licensing and Standards; and
- (4) Mr. Nawaz is forbidden from driving any taxicabs.

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