

Court Services

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**Toronto Licensing Tribunal** East York Civic Centre, 2<sup>nd</sup> Floor 850 Coxwell Avenue Toronto, Ontario M4C 5R1 Tel: 416-392-3072 Fax: 416-392-4974 Web: www.toronto.ca

# TORONTO LICENSING TRIBUNAL: August 6, 2015 Summary of Decisions T. Yao / M. Calderwood / A. Walsh

1. Moelimo Limousine Livery Service Inc. (Report No. 6334)

o/a Moelimo Limousine Livery Service Moe Soubra, President Applicant for a Limousine Service Company's Licence (Application No. B429669); and Applicant for Limousine Owner's Licences (Application Nos. B429673, B429676, B429678, B430084 and B430085)

## **DECISION:**

The Tribunal approved the following jointly proposed resolution:

Moelimo Limousine Livery Service Inc.'s licences will be issued, effective immediately, subject to the following conditions:

- The licence will be suspended until Moelimo Limousine Livery Service Inc. provides to Municipal Licensing and Standards proof of payment of outstanding by-law fines in Exhibit One (1) rows one (1) and two (2);
- (2) immediately upon being issued, the licences will be placed on probation for a period of 4 years to commence on August 6, 2015;
- (3) during the probationary period, if Moelimo Limousine Livery Service Inc. or Mr. Soubra incur any new charges or convictions under the *Toronto Municipal Code* and *Highway Traffic Act*, Mr. Soubra must notify Municipal Licensing and Standards, in writing, within three (3) business days. The notification shall include their ML&S licence number and the ticket number. Mr. Soubra can notify Municipal Licensing and Standards in one of the following ways:
  - in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via email to: mlsconditionreporting@toronto.ca; or
  - via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6334, and any updating material, shall be brought back before the Tribunal for a full hearing.

August 6, 2015

 Mohammed Ali Baig (Report No. 6350) o/a Karachi Kebab House Applicant for an Eating Establishment Licence (Application No. B424534)

## **DECISION:**

The Tribunal approved the following jointly proposed resolution:

Mohammed Ali Baig's licence will be issued, effective immediately, subject to the following conditions:

- (1) immediately upon being issued, the licence will be placed on probation for a period of three (3) years to commence on August 6, 2015;
- (2) prior to each of the next 3 renewals of the licence, Mr. Baig must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his criminal record;
- (3) during the probationary period, if Mr. Baig incurs any new charges or convictions under the *Toronto Municipal Code* or the *Criminal Code*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days. The notification shall include his ML&S licence number and the ticket number. Mr. Baig can notify Municipal Licensing and Standards in one of the following ways:
  - in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via email to: mlsconditionreporting@toronto.ca; or
  - via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6350, and any updating material, shall be brought back before the Tribunal for a full hearing.
- 3. Inparajan Muthulingam (Report No. 6365)

Applicant for a Limousine Driver's Licence (Application No. B424184)

#### **DECISION:**

The Tribunal approved the following jointly proposed resolution:

Inparajan Muthulingam's licence will be issued, effective immediately, subject to the following conditions:

(1) immediately upon being issued, the licence will be placed on probation for a period of three (3) years to commence on August 6, 2015;

- (2) prior to each of the next three renewals of the licence, Mr. Muthulingam 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. Muthulingam 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. The notification shall include his ML&S licence number and the ticket number. Mr. Muthulingam can notify Municipal Licensing and Standards in one of the following ways:
  - in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via email to: mlsconditionreporting@toronto.ca; or
  - via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6365, and any updating material, shall be brought back before the Tribunal for a full hearing.
- Sukhwant Singh (Report No. 6268) Holder of Taxicab Driver's Licence No. D01-2018584

#### **DECISION:**

Sukhwant Singh's licence will be issued, effective immediately, subject to the following conditions:

- the licence shall be immediately suspended for a period of two (2) days, the first day to commence on a date August 6, 2015 and the second day to commence on August 13, 2015;
- (2) the licence will be placed on probation for a period of four (4) years, to commence on the August 6, 2015;
- (3) prior to each of the next four (4) renewals of the licence, Mr. Singh 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. Singh incurs any new charges or convictions under the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days. The notification shall include his ML&S licence number and the ticket number. Mr. Singh can notify Municipal Licensing and Standards in one of the following ways:

- in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
- via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
- via email to: mlsconditionreporting@toronto.ca; or
- via fax at 416-392-3102
- (5) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6268, and any updating material, shall be brought back before the Tribunal for a full hearing.

The Tribunal ordered Sukhwant Singh to surrender his licence and photo card to Municipal Licensing and Standards on each day.

#### 5. 2406061 Ontario Inc. (Report No. 6370)

o/a 241 Pizza Andrew M. Burke, Director Robert Rushlow, Director Applicant for a Retail Store (Food) Licence (Application No. B533206)

#### DECISION:

The Tribunal approved the following joint settlement:

2406061 Ontario Inc.'s eating establishment licence will be issued, effective immediately, subject to the following conditions:

- (1) immediately upon being issued, the licence will be placed on probation for a period of four (4) years to commence on August 6, 2015;
- (2) prior to each of the next four renewals of the licence, Mr. Rushlow must provide to Municipal Licensing and Standards, at his own expense, an updated abstract of his criminal record;
- (3) during the probationary period, if 2406061 Ontario Inc. or Mr. Rushlow incurs any new charges or convictions under the *Toronto Municipal Code* or the *Criminal Code*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days. The notification shall include their ML&S licence number and the ticket number. 2406051 Ontario Inc. or Mr. Rushlow can notify Municipal Licensing and Standards in one of the following ways:
  - in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via email to: mlsconditionreporting@toronto.ca; or
  - via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and

report No. 6370, and any updating material, shall be brought back before the Tribunal for a full hearing.

## 6. Eric McLachlan (Report No. 6364)

Applicant for a Tow Truck Driver's Licence (Application No. B533069)

#### **DECISION:**

The Tribunal approved the following joint settlement:

Eric McLachlan's tow truck driver's licence will be issued, effective immediately, subject to the following conditions:

- (1) immediately upon being issued, the licence will be placed on probation for a period of three (3) years to commence on August 6, 2015;
- (2) prior to each of the next three renewals of the licence, Mr. McLachlan must provide to Municipal Licensing and Standards, at his own expense, an updated abstract of his criminal record;
- (3) during the probationary period, if Mr. McLachlan incurs any new charges or convictions under the *Criminal Code* or the *Highway Traffic Act*, he must notify Municipal Licensing and Standards, in writing, within three (3) business days. The notification shall include his ML&S licence number and the ticket number. Mr. McLachlan can notify Municipal Licensing and Standards in one of the following ways:
  - in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via email to: mlsconditionreporting@toronto.ca; or
  - via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6364, and any updating material, shall be brought back before the Tribunal for a full hearing.

#### 7. Rajon Habibullah (Report No. 6349)

Applicant for a Tow Truck Driver's Licence (Application No. B531659)

#### **DECISION:**

Rajon Habibullah's licence will be issued, effective immediately, subject to the following conditions:

August 6, 2015

- (1) the licence will be placed on probation for a period of four (4) years, to commence on the August 6, 2015;
- (2) prior to each of the next four (4) renewals of the licence, Mr. Habibullah must provide to Municipal Licensing and Standards, at his own expense, updated abstracts of his criminal record and driving record;
- (3) during the probationary period, if Mr. Habibullah 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. The notification shall include his ML&S licence number and the ticket number. Mr. Habibullah can notify Municipal Licensing and Standards in one of the following ways:
  - in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
  - via email to: mlsconditionreporting@toronto.ca; or
  - via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6349, and any updating material, shall be brought back before the Tribunal for a full hearing.
- Makil Auto Collision Ltd. (Report No. 6355) o/a Makil Auto Collision Matheesan Vellupillai, President Applicant for a Public Garage Licence (Application No. B429807)

#### DECISION:

The Tribunal approved the following joint settlement:

Makil Auto Collision Ltd.'s public garage licence will be issued, effective immediately, subject to the following conditions:

- (1) the licence shall be immediately suspended until all outstanding bylaw fines are paid;
- (2) the licence will be placed on probation for a period of three (3) years, to commence on the August 6, 2015;
- (3) during the probationary period, if Makil Auto Collision Ltd. or Matheesan Vellupillai incur any new charges or convictions under the *Toronto Municipal Code*, they must notify Municipal Licensing and Standards, in writing, within three (3) business days. The notification shall include their ML&S licence number and the ticket number. Mr.

Summary of Decisions:

August 6, 2015

Makil Auto Collision Ltd. or Mr. Vellupillai can notify Municipal Licensing and Standards in one of the following ways:

- in person at 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
- via regular mail to: 850 Coxwell Ave, Toronto, Ontario M4C 5R1;
- via email to: mlsconditionreporting@toronto.ca; or
- via fax at 416-392-3102
- (4) during the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions, those matters and report No. 6355, and any updating material, shall be brought back before the Tribunal for a full hearing.
- 9. Estate of Sandor Weisz (Report No. 6448) Ernest Andrew Weisz, Signing Authority Holder of Taxicab Owner's Licence Nos. V02-4316204 and V02-4316205 for Taxicab Plate Nos. 1152 and 3203

#### **DECISION:**

The Tribunal extended taxicab owner's licence Nos. V02-4316204 and V02-4316205 for taxicab plate Nos. 1152 and 3203 in the Estate of Sandor Weisz until October 12, 2015.

## 10. Eva Fulop (Report No. 6425)

Holder of Taxicab Owner's Licence No. V02-0025557 for Plate No. 00142, Taxicab Plate Removal: April 16, 2015.

#### **DECISION:**

Report No. 6425 was withdrawn by Municipal Licensing and Standards.

#### **11. Suleiman Furmli** (Report No. 6424)

Holder of Taxicab Owner's Licence No. V02-4177716 for Plate No. 2755 Taxicab Plate Removal: January 22, 2015

#### **DECISION:**

Report No. 6424 was withdrawn by Municipal Licensing and Standards.

August 6, 2015

12. Samuel Mensah Avudzivi (Report No. 6426)

Holder of Taxicab Owner's Licence No. V02-3588524 for Plate No. A1192 Taxicab Plate Removal: April 20, 2015

## **DECISION:**

Report No. 6426 was withdrawn by Municipal Licensing and Standards.

## **13.1578732 Ontario Inc.** (Report No. 6428) Elie (Louis) Angelopoulos, President Holder of Limousine Owner's Licence No. V04-3845921 for Plate No. 00881 Limousine Plate Removal: March 2, 2015

## **DECISION:**

Report No. 6428 was withdrawn by Municipal Licensing and Standards.

## 14.1578732 Ontario Inc. (Report No. 6441)

Elie (Louis) Angelopoulos, President Holder of Limousine Owner's Licence No. V04-4182145 for Plate No. 00929 Limousine Plate Removal: May 25, 2015

#### **DECISION:**

Report No. 6441 was withdrawn by Municipal Licensing and Standards.

#### 15. Rakesh Kumar Seth (Report No. 6431)

Holder of Taxicab Owner's Licence No. V02-4297345 for Plate No. 00318 Taxicab Plate Removal: May 7, 2015

#### **DECISION:**

Report No. 6431 was withdrawn by Municipal Licensing and Standards.

## 16.1428302 Ontario Ltd. (Report No. 6432)

Dave Collia, Custodian Holder of Taxicab Owner's Licence No. V02-0000511 for Plate No. 00015 Taxicab Plate Removal: May 14, 2015

### **DECISION:**

Report No. 6432 was withdrawn by Municipal Licensing and Standards.

(Mr. Collia failed to attend today's hearing).

#### 17. Babar Khan Mirza (Report No. 6434)

Holder of Taxicab Owner's Licence No. V02-3371780 for Plate No. 00631 Taxicab Plate Removal: May 27, 2015

## **DECISION:**

Report No. 6434 was withdrawn by Municipal Licensing and Standards.