

## **REASONS FOR DECISION OF THE TORONTO LICENSING TRIBUNAL**

---

**Date of**

**Hearing:** July 13, 2017

**Panel:** Keith Cooper, Chair

**Re:** Angellos Malamas (Report No. 6777)  
Applicant for a Vehicle-For-Hire Driver's Licence (Application No. B683727)

**Counsel for Municipal Licensing and Standards:** Mr. David Gourlay

### **INTRODUCTION**

Mr. Malamas applied for a Vehicle-for-Hire (formerly Taxicab) Driver's licence on November 7, 2016. Record of MLS and the Ministry of the Attorney General's Integrated Court Offences Network indicated multiple by-law charges and convictions registered against Mr. Malamas. A review of MLS records indicated that Mr. Malamas had a history of verbally harassing Marcia Stoltz, Manager, Licensing Services, in 2014, 2015, and 2016.

MLS reviewed Mr. Malamas' history and denied issuance of a Vehicle-for-Hire licence. Mr. Malamas appealed that denial and the Toronto Licensing Tribunal first held a hearing on this matter on May 18, 2017. At that time the matter was put over to July 13, 2017.

The issue before the Tribunal was whether Mr. Malamas' Vehicle-For-Hire Driver's licence should be issued, suspended, or have conditions placed upon it.

### **EVIDENCE**

Ms. Marcia Stoltz, Manager, Licensing and Administration Services, was the first witness called by Mr. Gourlay. He questioned Ms. Stoltz on relevant evidence found in the report, and on her interactions with Mr. Malamas.

At the conclusion of her direct examination, Mr. Malamas was invited to cross examine Ms. Stoltz. Mr. Malamas appeared on his own behalf, with the assistance of an interpreter, and had his right to counsel explained at the outset of the hearing. Mr. Malamas had indicated that he understood and wished to proceed.

Mr. Malamas began to ask questions that were not proper given they canvassed subjects not brought up in direct examination, and in other instances beyond the witnesses' knowledge or ability to answer. Following further instruction from the Chair concerning the guidelines for cross examination Mr. Malamas continued to ask inappropriate questions and/or attempt to make submissions or give evidence of his own. The Chair cautioned Mr. Malamas that if he were not going to adhere to the rules

July 13, 2017

the witness would be excused. Mr. Malamas continued to ask inappropriate questions and began to become verbally combative with the witness. The Chair cautioned Mr. Malamas a second time concerning his questioning and conduct, and again indicated that if this were to continue the witness would be excused.

Mr. Malamas became argumentative with the Chair, and made further comments concerning the witness, as well as accusing the Tribunal and its officials of improper conduct. The Chair attempted to explain to Mr. Malamas options available to him, but Mr. Malamas jumped to his feet and began verbally harassing the witness, counsel for the MLS, and the Chair. Mr. Malamas refused to be seated and maintain decorum, and continued to berate the witness. A security officer was then summoned to physically remove Mr. Malamas from the room.

## **ORDER**

Given the conduct of Mr. Malamas, and his repeated refusal to address the merits of the matter before the Tribunal, the Chair ordered that the record be endorsed to reflect that Mr. Malamas had abandoned his application. Mr. Malamas will have to commence a new application.

Originally Signed

---

Keith Cooper, Chair

Reference: Minute No. 205/17

**Date Signed: December 7, 2017**