
TORONTO LICENSING TRIBUNAL: September 20, 2018
Summary of Decisions
D. Simon / M. Lavery / V. Romero

1. Shamim Chowdhury (Report No. 6969)

Applicant for the Renewal of Vehicle-For-Hire Driver's Licence No. D01-4430475

DECISION:

The Tribunal adjourned this matter to October 4, 2018. Mr. Chowdhury should come prepared to proceed with a Lawyer or Paralegal, if he wishes to retain one. Should Mr. Chowdhury not be prepared and should another adjournment be requested, the Tribunal should strongly consider putting/placing an interim suspension on the licence.

Mr. Stewart, Paralegal appeared in an advisory role.

2. Mohammed M. Islam (Report No. 7057)

Holder of Vehicle-For-Hire Driver's Licence No. D01-4702967

DECISION:

The Tribunal renewed Vehicle-For-Hire Driver's Licence No. D01-4702967 with conditions:

- (1) Vehicle-For-Hire Driver's Licence will be renewed and suspended for ten (10) days commencing on Friday, September 21, 2018 at 9:00 a.m.
- (2) Mr. Islam must surrender his licence and photo card to Municipal Licensing and Standards on the first day of the suspension. The suspension will take place from 9:00 a.m., September 21, 2018 to 9:00 a.m., October 2, 2018. (Mr. Islam is not to operate a taxicab during the suspension period).
- (3) Mr. Islam's probationary conditions of June 1, 2017 will remain in place until June 2, 2019.

(Written Reasons for Decision to follow)

3. Omar Said Mohamed (Report No. 7026)
Applicant for a Vehicle-For-Hire Driver's Licence (Application No. B820036)

DECISION:

The Tribunal approved the following joint Proposed Resolution:

Vehicle-For-Hire Driver's Licence will be issued to Omar Said Mohamed, subject to the following conditions:

- (1) All fees, documents and/or any outstanding requirements must be submitted to the satisfaction of Municipal Licensing and Standards within 30 days of the Tribunal hearing, failing which the application may be cancelled;
- (2) Immediately upon being issued, Vehicle-For-Hire Driver's Licence will be placed on probation for a period of three (3) years. Mr. Mohamed is advised that during the probationary period, MLS may make additional checks of any driving, criminal, and by-law charges and convictions against Mr. Mohamed and conduct other investigations, as appropriate, to assess Mr. Mohamed's compliance with the requirements of Chapter 546 of the Municipal Code and other applicable laws;
- (3) Prior to each of the next three (3) renewals of the licence, Mr. Mohamed must provide to Municipal Licensing and Standards, at his own expense, an original up-to-date abstract of his criminal record;
- (4) During the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions against Mr. Mohamed or any other concerns with respect to the conduct of the licensee, those matters and report no. 7026 and any updating material, may be brought back before the Tribunal for a full hearing.

4. Canturk Paving & General Contracting Ltd. (Report No. 7049)
o/a Canturk Paving & General Contracting
Veli Kayalica, Director
Applicant for a Driveway Paving Contractor's Licence (Application No. B836832)

DECISION:

The Tribunal approved the following joint Proposed Resolution:

Driveway Paving Contractor's Licence will be issued to Canturk Paving & General Contracting Ltd., subject to the following conditions:

- (1) All fees, documents and/or any outstanding requirements must be submitted to the satisfaction of Municipal Licensing and Standards within 30 days of the Tribunal hearing, failing which the application may be cancelled;

- (2) Immediately upon being issued, Canturk Paving & General Contracting Ltd. will be placed on probation for a period of one (1) year. Mr. Kayalica is advised that during the probationary period, MLS may make additional checks of any driving, criminal, and by-law charges and convictions against Canturk Paving & General Contracting Ltd. or Mr. Kayalica and conduct other investigations, as appropriate, to assess Mr. Kayalica's compliance with the requirements of Chapter 545 of the Municipal Code and other applicable laws;
- (3) Prior to the next renewal of the licence, Mr. Kayalica must provide to Municipal Licensing and Standards, at his own expense, an original up-to-date abstract of his criminal record;
- (4) During the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions against Canturk Paving & General Contracting Ltd. or Mr. Kayalica, or any other concerns with respect to the conduct of the licensee, those matters and report no. 7049 and any updating material, may be brought back before the Tribunal for a full hearing.

5. Zulfikar Texiwala (Report No. 7069)

Applicant for a Vehicle-For-Hire Driver's Licence (Application No. B842739)

DECISION:

The Tribunal approved the following joint Proposed Resolution:

Vehicle-For-Hire Driver's Licence will be issued to Zulfikar Texiwala, subject to the following conditions:

- (1) All fees, documents and/or any outstanding requirements must be submitted to the satisfaction of Municipal Licensing and Standards within 30 days of the Tribunal hearing, failing which the application may be cancelled;
- (2) Immediately upon being issued, Vehicle-For-Hire Driver's Licence will be placed on probation for a period of three (3) years. Mr. Texiwala is advised that during the probationary period, MLS may make additional checks of any driving, criminal, and by-law charges and convictions against Mr. Texiwala and conduct other investigations, as appropriate, to assess Mr. Texiwala's compliance with the requirements of Chapter 546 of the Municipal Code and other applicable laws;
- (3) During the probationary period, if Municipal Licensing and Standards has concerns with any new charges or convictions against Mr. Texiwala or any other concerns with respect to the conduct of the licensee, those matters and report no. 7069 and any updating material, may be brought back before the Tribunal for a full hearing.

- 6. Ali Masjedi Harandi** (Report No. 7056)
Applicant for a Tow Truck Driver's Licence (Application No. B832336)

DECISION:

The Tribunal deemed Ali Masjedi Harandi's application for a Tow Truck Driver's Licence as abandoned. Mr. Harandi no longer wishes to pursue the application.

(Mr. Masjedi Harandi did not attend today's hearing).

- 7. King Cloud Cafee Inc.** (Report No. 7045)
o/a King Cloud Cafee
Mahmood Salem Mahmood Abughazleh, President
Holder of Eating Establishment Licence No. B71-4800405

DECISION:

Eating Establishment Licence No. B71-4800405 is cancelled, therefore report No. 7045 was withdrawn by Municipal Licensing and Standards.

(On August 23, 2018 Municipal Licensing and Standards received a request from the licensee that the Eating Establishment licence be cancelled).

(Mr. Abughazleh did not attend today's hearing).