

Public Utilities Commission

STATE OF CALIFORNIA

CITATION FOR VIOLATION OF PUBLIC UTILITIES CODE

To: Jong Hoon Kim dba Star Limousine Attn: Jong Hoon Kim 1571 Warburton Ave #1 Santa Clara, CA 95050

File: TCP 36295-B Citation #: T.2025-03-001 Date: March 11, 2025 Case #: CSE-000269

VIOLATIONS

You are hereby cited as having violated a section of the Public Utilities (Pub. Util.) Code as described below. The violation occurred during the period of April 9, 2024, to August 8, 2024.

(1) Operated as a Charter-Party Carrier after revocation of authority, in violation of Pub. Util. Code Section 5379 [2 counts].

STATEMENT OF FACTS

The above violation is documented in the attached Investigation Report, which consists of the carrier's records and substantiating documents obtained from other sources.

RESPONSE

You are hereby called upon to answer this citation on or before April 1, 2025. By way of such an answer, you may either:

- Pay a fine of \$4,000 pursuant to Pub. Util. Code Section 5378. Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Agreement*. Upon payment, the fine will be deposited in the State Treasury to the credit of the General Fund and the CPUC staff will deem the matter closed, or
- (2) Contact the Supervisor below to make payment arrangements, or
- (3) Contest this Citation by filing an Appeal. See the attached document "*How to File an Appeal and Instructions for Filing a Notice of Appeal and Certificate of Service for a Citation Appeal*."

If you fail to respond by April 1, 2025, you will be in default and will have forfeited your right to appeal the Citation. The CPUC may also act through a civil or criminal proceeding to recover any unpaid fine and ensure compliance with applicable statutes and CPUC orders.

Tric Hooks

Eric Hooks Program and Project Supervisor Consumer Protection and Enforcement Division Transportation Enforcement Branch Telephone number: (415) 703-2302 E-mail address: <u>eric.hooks@cpuc.ca.gov</u>

Attachments



Public Utilities Commission

STATE OF CALIFORNIA

CITATION COMPLIANCE AGREEMENT

File No.: TCP 36295-B Citation #: T.2025-03-001 Date: March 11, 2025 Case #: CSE-000269

I (we) hereby agree to comply with this citation dated March 11, 2025, and herewith pay the fine of \$4,000.

Jong Hoon Kim dba Star Limousine Attn: Jong Hoon Kim 1571 Warburton Ave #1 Santa Clara, CA 95050

(Signature)

(Title)

(Date)

Automatic credit and debit card payments are available. To arrange for autopay, fill out the attached <u>CREDIT OR DEBIT CARD AUTHORIZATION form and email it</u> to our Fiscal Office at <u>FiscalOffice-.TECitations@cpuc.ca.gov</u>.

Or

Payment (cashier check or money order) should be made payable to *California Public Utilities Commission* and sent to:

California Public Utilities Commission Attn: Fiscal Office 505 Van Ness Avenue San Francisco, CA 94102-3298

INVESTIGATION REPORT

CARRIER:	Jong Hoon Kim, an Individual Doing business as (dba) Star Limousine
OWNER:	Jong Hoon Kim
AUTHORITY:	TCP 36295-B, Revoked
MAILING ADDRESS:	1571 Warburton Ave #1, Santa Clara, CA 95050
PHONE/EMAIL:	
VEHICLES:	1
EMPLOYEE-DRIVERS:	1
PL&PD ¹ INSURANCE:	Global Liberty Insurance Company Policy Number Concellation Date: April 18, 2018
DRUG CONSORTIUM:	Not on file with CPUC ²

¹ Public Liability and Property Damage (PL&PD) ² For the California Public Utilities Commission

INTRODUCTION

On October 14, 2023, I was assigned to investigate the operations and practices of Jong Hoon Kim dba Star Limousine (hereinafter referred to as Jong Hoon Kim) because of citations issued by the San Francisco International Airport (SFO) Ground Transportation Unit (GTU) and San Francisco Police Department (SFPD) for operating after revocation of his authority and no airport permit.

VIOLATIONS

I investigated Jong Hoon Kim for the period of April 9, 2024, to August 8, 2024, and found violations of the following provisions of the Public Utilities (Pub. Util.) Code.

• Operated as a Charter-Party Carrier (TCP) after revocation of authority, in violation of Pub. Util. Code Section 5379. [2 counts]

Pub. Util. Code 5379 states in part that "After the cancellation or revocation of a permit or certificate, or during the period of its suspension, or after the expiration of its permit or certificate, it is unlawful for a charter-party carrier of passengers to conduct any operations as a carrier."

The CPUC's Transportation and Licensing Analysis Branch (TLAB) records show that an Order of Revocation was sent to Jong Hoon Kim on July 17, 2018, for failure to maintain adequate Public Liability and Property Damage (PL&PD) Insurance, and any unlawful operations are subject to fines and penalties as outlined in the Pub. Util. Code [Attachment 1].

On April 9, 2024, the San Francisco Police Department (SFPD) issued Jong Hoon Kim Citation for operating without an airport permit and lack of or improper trade dress [**Attachment 2**] at SFO. On April 17, 2024, Omar Teutle, Transportation Enforcement Analyst, mailed Jong Hoon Kim a Cease-and-Desist Letter via USPS to 1571 Warburton Ave #1, Santa Clara, CA 95050, for operating after revocation at SFO [**Attachment 3**]. On August 8, 2024, SFO GTU issued Jong Hoon Kim Citation **for** operating with a revoked TCP authority and no airport permit [**Attachment 4**]. My investigation disclosed that Jong Hoon Kim operated for two days after the revocation of his authority.

DECLARATION

I have read the foregoing and know the contents thereof and I declare under penalty of perjury that the foregoing is true and correct, except as to those matters stated on information and belief, and to those matters, I believe to be true.

Executed on March 11, 2025, in Los Angeles, California.

La Tasha Games

LaTasha James, Enforcement Analyst Consumer Protection & Enforcement Division Transportation Enforcement Branch

List of Attachments

- Attachment 1. Order of Revocation
- Attachment 2. SFPD Citation
- Attachment 3. Cease-and-Desist Letter
- Attachment 4. SFO GTU Citation

Attachment One



PSG0036295

STAR LIMOUSINE ATTN : JONG H. KIM 1571 WARBURTON AVE #1 SANTA CLARA, CA 95050

Charter Party TCP036295B

ORDER OF REVOCATION

The OPERATING AUTHORITY(S) LISTED ABOVE IS REVOKED IF NOT OTHERWISE EXPIRED effective July 17, 2018 for the following reason:

Failure to Maintain Adequate Insurance

PL and PD Policy#

Any carrier which operates with revoked operating authority(s) is guilty of a misdemeanor which is punishable by a fine of not less than \$1,000 or imprisonment of up to three months, or both. Additionally, Public Utilities Code Section 5387(c)(1) provides that a carrier which operates a bus without holding operating authority from the Commission shall be permanently barred from receiving a permit or certificate from the Commission.

NOTE: FOR CHARTER-PARTY CARRIERS, ALL LIVERY LICENSE PLATES MUST BE RETURNED TO THE COMMISSION IMMEDIATELY UPON REVOCATION OF YOUR OPERATING AUTHORITY.

YOU MAY REQUEST REINSTATEMENT OF YOUR AUTHORITY WITHIN 90 DAYS OF REVOCATION BY FILING A WRITTEN REQUEST FOR REINSTATEMENT ACCOMPANIED BY A \$125 FILING FEE. IF YOU FAIL TO HAVE YOUR AUTHORITY REINSTATED BEFORE October 15, 2018 YOU MUST REAPPLY AND PAY \$1,000 APPLICATION FEE (\$1,500 FOR AN "A" CERTIFICATE).

Dated July 17, 2018 at San Francisco California.

PUBLIC UTILITIES COMMISSION STATE OF CALIFORNIA PUBLIC UTILITIES COMMISSION 505 Van Ness Avenue San Francisco, CA 94102-3298



PSG0036295

STAR LIMOUSINE ATTN : JONG H. KIM 1571 WARBURTON AVE #1 SANTA CLARA, CA 95050

IMPORTANT NOTICE REGARDING OPERATIONS WITHOUT AN ACTIVE PERMIT OR CERTIFICATE

The Public Utilities Code was amended effective January 1, 2010, to provide serious sanctions for, among other things, conducting operations during a period of liability insurance suspension or conducting operations without a permit or certificate from the Commission. Section 5387(c)(1) was added to the Code as follows:

(c)(1) A charter-party carrier shall have its authority to operate as a charter-party carrier permanently revoked by the Commission or be permanently barred from receiving a permit or certificate from the Commission if it commits any of the following acts:

(A) Operates one or more buses or vehicles without having been issued a permit or certificate from the Commission.

(B) Operates one or more buses with a permit that was suspended by the Commission pursuant to Section 5378.5.

(C) Commits three or more liability insurance violations within a two-year period for which it has been cited.

(D) Operates one ore more buses or vehicles with a permit that was suspended by the Commission during a period that the charter-party carrier's liability insurance lapsed for which it has been cited.

(E) Knowingly employs a driver who does not have a current and valid driver's license of the proper class, a passenger vehicle endorsement, or the required certificate to drive bus(es) or vehicle(s).

(F) Has one or more buses or vehicles improperly registered with the Department of Motor Vehicles.

Attachment Two



AIRPORT COMMISSION SAN FRANCISCO INTERNATIONAL AIRPORT GROUND TRANSPORTATION ADMINISTRATIVE CITATION

Date: 4/9/2024	Time: 10:49 PDT	D	Day: Tuesday			
Plate #:	VIN #:					
Make:	Model:	Style: SUV	Color: Black			
Company: Jong Hoon Kim	1	TCP #: 036295				
Location: IT Dep						
Violated Rules and Regulations						

9.2Operating a Business without Airport Authorization4.7(A)(4)(a)Lack of or improper trade dress, placard, TCP# or decal

 Comment: DROP OFF PASSNEGER AT DOOR 2 CURBSIDE WITHOUT TCP # AND SFO DECAL. VIOLATION OF CPUC CODE 5379/5411

 Issuing Authority: SFPD

 Issuer Id:

FINES SHALL BE ASSESSED PER RULE 14 OF SFIA AIRPORT RULES AND REGULATIONS AND/OR APPLICABLE OPERATING PERMIT.

Attachment Three

PUBLIC UTILITIES COMMISSION 505 Van Ness Avenue San Francisco, California, 94102



April 17, 2024

TCP: 36295 B (Revoked) SFO Citation No.:

Jong Hoon Kim Dba: Star Limousine 1571 Warburton Ave #1 Santa Clara, CA 95050

NOTICE TO CEASE AND DESIST

Dear Jong Hoon Kim:

On July 17, 2018, your Charter-Party Carrier (TCP) authority was revoked for failure to maintain adequate Public Liability and Property Damage Insurance.

Public Utilities (Pub. Util.) Code Section 5379 states in part that it is unlawful for a TCP to conduct any operations after cancellation or revocation, or during the period of its suspension, or after the expiration of its authority. Pub. Util. Code Section 5414.5 states that it is unlawful to publish or advertise without a valid authority. Advertisements include, but are not limited to, advertising in local directories or Yellow Pages, business cards, websites, etc.

Jong Hoon Kim (TCP-36295B) must immediately cease and desist from all unlawful operations, including advertising. Pub. Util. Code Section 5411 states in part that any carrier which operates without a valid authority is guilty of a misdemeanor and is punishable by a fine of not less than \$1,000.

On April 9, 2024, Jong Hoon Kim was found operating after revocation of authority at the San Francisco International Airport (SFO) and was issued Citation Number by the SFO's Ground Transportation Unit.

This letter places your company on notice that continued violations of the law without the required authority may result in enforcement actions, including criminal prosecutions. There will be no further warnings.

For information on obtaining a permit or certificate, go to: <u>http://www.cpuc.ca.gov/transportationlicensing/</u>.

Please contact me within five days of receiving this notice at the telephone number and email address listed below.

Sincerely,

Omar Teitle

Omar Teutle, Enforcement Analyst California Public Utilities Commission Consumer Protection and Enforcement Division Transportation Enforcement Branch Email: <u>Omar.Teutle@cpuc,ca.gov</u> Telephone: (415) 703-1331

cc: Eric Hooks, Program and Project Supervisor

Attachment Four



AIRPORT COMMISSION SAN FRANCISCO INTERNATIONAL AIRPORT GROUND TRANSPORTATION ADMINISTRATIVE CITATION

Date: 8/8/2024	Time: 15:53 PDT		Day: Thursday			
Plate #:	VIN #:					
Make:	Model:	Style: 4 Door	Color: Black			
Company: Jong Hoon Kim		TCP #: 036295				
Location: IT Arrivals						
Violated Bules and Regulations						
Violated Rules and Regulations						
9.2 Operating a	Operating a Business without Airport Authorization					

Other See Notes

Comment: OPERATING WITHOUT CPUC AND AIRPORT AUTHORITY. TCP REVOKED. AIRPORT PERMIT TERMINATED SINCE 2019. VIOLATION OF CPUC CODE SECTION 5379/5411.

Issuing Authority: GTC

Issuer Id:

FINES SHALL BE ASSESSED PER RULE 14 OF SFIA AIRPORT RULES AND REGULATIONS AND/OR APPLICABLE OPERATING PERMIT.

CERTIFICATE OF SERVICE

I certify that I have this day served the following documents on

Jong Hoon Kim dba Star Limousine TCP-36295-B

Case # CSE-000269

- 1. Administrative Citation T.2025-03-001
- 2. Citation Compliance Agreement
- 3. Investigation Report and Attachments
- 4. Credit/Debit Card Authorization Form
- 5. How to File an Appeal
- 6. Notice of Appeal Form and Certificates of Service Form (from Resolution ALJ-377)
- 7. Resolution ALJ-187
- 8. Certificate of Service

Date: March 11, 2025

La Tasha James

LaTasha James TEB Enforcement Analyst