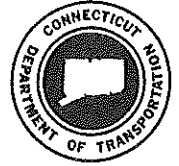




STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



2800 BERLIN TURNPIKE, P.O. BOX 317546
NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-2875

DOCKET NO. 1310-N-365-HG

RE: APPLICATION OF ANGELO ENTERPRISES, LLC TO OPERATE MOTOR VEHICLES IN THE TRANSPORTATION OF HOUSEHOLD GOODS FOR HIRE, AS A HOUSEHOLD GOODS CARRIER, OVER IRREGULAR ROUTES BETWEEN ALL POINTS IN CONNECTICUT UPON CALLS RECEIVED FROM A HEADQUARTERS IN NEW BRITAIN, CONNECTICUT.

FINAL DECISION

February 24, 2015

I. INTRODUCTION

A. Applicant's Proposal

By application filed on October 23, 2013, pursuant to Section 13b-389 of the Connecticut General Statutes, Angelo Enterprises, LLC (hereinafter "applicant"), located at 208 Allen Street, New Britain, Connecticut, seeks authorization from the Connecticut Department of Transportation (hereinafter "department") to operate motor vehicles in the transportation of household goods for hire, as a household goods carrier, over irregular routes between all points in Connecticut from a headquarters in New Britain, Connecticut.

B. Hearing

Pursuant to Connecticut General Statutes Section 13b-390, a hearing on this application was held at the administrative office of the department, in Newington, Connecticut on February 10, 2015.

Notice of the application and of the hearing to be held thereon was given to the applicant and to other parties as required by General Statutes Section 13b-390. Notice to the public was given by publication on the department website at www.ct.gov/dot.

A hearing officer was designated by the Commissioner of Transportation to conduct the hearing on this matter, pursuant to Connecticut General Statutes Section 13b-17.

C. Appearances

The applicant appeared through Edward Angelo, its managing director, without counsel.

No opposition was presented to this application.

II. FINDINGS OF FACT

1. Edward Angelo is the managing director and owner of the applicant company.
2. Angelo has been working as a contract carrier since 1996, moving household goods in evictions.
3. The moves that Angelo provides are strictly for evictions and he receives his

work from marshals primarily in Hartford County, although he has been contracted by marshals outside of Hartford County, across the state.

4. Angelo moves the evicted goods to storage units where the evicted goods are held for fourteen days. Angelo has been requested, on many occasions, to move the evicted goods to other locations, but he cannot do so because he does not hold a household goods moving certificate.
5. The applicant owns outright two 2007 box trucks and a van.
6. The applicant is insured with liability and cargo insurance. The liability insurance is paid with a deposit and the rest is financed. The cargo insurance is paid 50 percent up front and the remainder is financed. These costs are up to date as of the September 2014 financial review and the policies are in force.
7. The applicant's most current bank statement, dated December 31, 2014, shows cash on hand in the amount of \$2,800.
8. As of the September financial review, the applicant had accounts receivable of \$21,853, net fixed assets of \$24,853, with total assets of \$59,106. The applicant has liabilities of \$29,000 with total capital of \$30,011. The start-up cost is minimal since the applicant is in business currently, but would include taxes in the amount of \$1,523, maintenance and repairs of \$160 and marketing and advertising of \$550.
9. The applicant has been in business for approximately 20 years and thus will not incur any additional expense if granted the authority to move household goods. A grant of authority would enhance the applicant's current operation.
10. The applicant has been in business for the past 20 years essentially operating household goods moving services, albeit for evictions (not requiring a certificate to do such work) and has received no citations.
11. Since being in business, the applicant has had no negative effect on the highways or the public using such highways.

III. DISCUSSION AND CONCLUSIONS OF LAW

The Department of Transportation has jurisdiction over any person operating any motor vehicle in the transportation of household goods for hire as a household goods carrier pursuant to Section 13b-389 of the Connecticut General Statutes. Further, no person shall operate as a household goods carrier within Connecticut without first

obtaining a certificate of public convenience and necessity to so operate.

In determining whether such a certificate shall be granted, the Commissioner of Transportation shall take into consideration the existing motor transportation facilities and the effect upon them of granting such a certificate, the suitability of the applicant, the financial responsibility of the applicant, the ability of the applicant efficiently to perform the service for which the authority is requested, the criminal history of the applicant, the condition of and effect upon the highways involved and the safety of the public using such highways, pursuant to Section 13b-392 of the General Statutes.

The applicant has been in operation for 20 years as a mover in eviction proceedings, for which a household goods certificate is not required. The applicant has been operating within Hartford County and statewide, when called upon to move property of persons who have been evicted. No evidence was presented to show that granting the instant application would have a negative effect on the existing transportation facilities, nor the highways or the public safety. The applicant possesses the suitability to operate the proposed service as the manager has no record of criminal convictions. The applicant has been in business for twenty years and has sustained its business; having the authority to operate a household goods moving business outside of evictions can only enhance the applicant's financial stability and responsibility. The applicant, therefore, meets the requirements of Section 13b-392 of the Connecticut General Statutes.

IV. ORDER

Based upon the foregoing and pursuant to Section 13b-391 of the Connecticut General Statutes, the application of Angelo Enterprises, LLC is hereby granted and the following certificate is hereby issued:

CERTIFICATE NO. 1778
TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION
OF PROPERTY FOR HIRE AS A MOTOR COMMON CARRIER

Angelo Enterprises, LLC is hereby permitted and authorized, subject to such regulations and conditions as the department may from time to time prescribe, to transport property for hire as a motor common carrier over irregular routes as follow:

Household goods, within the State of Connecticut, between all points upon calls received at its headquarters in New Britain, Connecticut.

RESTRICTIONS:

The certificate holder must register a vehicle under this certificate within thirty (30) days from the date of this Final Decision.

The certificate holder must accept and transport property, as herein authorized in accordance with its tariff on file with the department, for all persons who desire the service to the extent of the certificate holder's facilities at uniform rates for all similar service.

This certificate cannot be sold or transferred until it has been operational for more than 24 months.


There shall be carried in each vehicle operated under this authority, a copy of the certificate registration receipt issued by the department.

This certificate shall remain in effect until amended, suspended or revoked by the department. Failure of the certificate holder to maintain proper insurance and/or to comply with all pertinent motor vehicle laws and other State statutes and/or rules, regulations and orders of the department shall be considered sufficient cause to amend, suspend or revoke said certificate. This certificate may be transferred only with approval of the department and within the conditions and restrictions contained herein.

This Final Decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut, on this 24th day of February 2015.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Laila A. Mandour
Staff Attorney III
Administrative Law Unit
Bureau of Finance and Administration