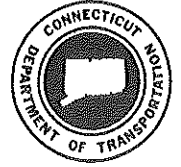




STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:
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DOCKET NO. 1608-N-89-HHG

RE: APPLICATION OF ALL MY BROTHERS MOVING COMPANY,
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 MILFORD.

FINAL DECISION

October 21, 2016

I. INTRODUCTION

A. Applicant's Proposal

By application filed on August 15, 2016, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1608-N-89-HHG, All My Brothers Moving Company, LLC. (hereinafter "applicant"), with a mailing address of 6 Jireh Lane, Brookfield, Connecticut 06804 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 Milford.

B. Hearing Held

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 October 20, 2016.

Notice of the application and of the hearing to be held thereon was given to the applicant and to other parties as required by Connecticut General Statutes Section 13b-390. Notice to the public was given by publication on the department's website.

The matter was heard by a hearing officer designated by the Commissioner of Transportation pursuant to Connecticut General Statutes Section 13b-17.

C. Appearances

Mohammad Ibrahim Butt appeared pro se on behalf of the applicant. The applicant's new mailing address is 6 Jireh Lane, Brookfield, CT 06804.

D. Administrative Notice

Administrative notice was taken of the fact that there is only one household goods mover headquartered in Brookfield, an adjacent town to New Milford, called Continuum International Logistics, Inc.

II. FINDING OF FACT

1. The applicant is seeking to operate a household moving service from a headquarters in New Milford.

2. There are no household goods carriers currently headquartered in New Milford. There is only one household goods mover in Brookfield.

3. Mr. Butt has worked for many years with his father who owns Butt Brothers Moving and Storage, LLC. He wants to start his own moving company and apply technology to the moving business to make it more accessible to his customers.

4. The applicant seeks to operate a 2006 or 2007, 26 foot 4300 International truck in the business.

5. The applicant will hire six or seven people to help in the business.

6. Mr. Butt has many contacts in the area and knows realtors and other professional who can refer business to him.

7. The applicant's six months of start-up costs includes rent of \$1,200, insurance of \$12,481, maintenance of \$1,002, property tax of \$2,100, legal and accounting expenses of \$2,400, vehicle payments (\$2,400 if financing or \$22,000 if purchasing a vehicle), equipment of \$600, \$1,200 for communication and \$1,800 for marketing for a total cost range of \$25,183 to \$44,783.

8. The applicant has \$90,001 in a Wells Fargo account.

9. At the current time, the applicant is using a parking lot rent free as a headquarters location.

10. This application is not opposed.

III. DEPARTMENT ANALYSIS 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 Connecticut General Statutes.

The first criterion to be taken into account is the effect on the existing motor carrier facilities by granting the certificate. This application was not opposed by any existing motor carrier so it appears that there would not be any effect on the existing motor carrier facilities if this application were granted.

As far as the applicant's financial ability is concerned, the applicant presented evidence that the applicant's six months of start-up costs includes rent of \$1,200, insurance of \$12,481, maintenance of \$1,002, property tax of \$2,100, legal and accounting expenses of \$2,400, vehicle payments (\$2,400 if financing or \$22,000 if purchasing a vehicle), equipment of \$600, \$1,200 for communication and \$1,800 for marketing for a total cost range of \$25,183 to \$44,783. The applicant has \$90,001 in a Wells Fargo account. Based on the evidence presented, the applicant has sufficient funds to cover the first six months of expenses whether he buys the truck outright or chooses to finance one.

The applicant submitted a criminal record check for Mohammad Ibrahim Butt which shows no criminal record. Mr. Butt has worked for some time with his father's moving company, Butt Brothers Moving and Storage in a variety of roles. He is very familiar with the requirements that need to be adhered to when operating such a service. Based on the evidence presented, the applicant is suitable to handle this proposed operation.

Also to be considered is the ability of the applicant to efficiently perform the service for which the authority is requested and the condition of and effect upon the highways involved and the safety of the public using such highways. The applicant will be utilizing a 26 foot 2006 truck in the business. It is unlikely that this one vehicle will have any effect on the highways or the safety of the public. The applicant already has years of moving experience and will be able to efficiently perform the service.

Based upon the evidence presented, the applicant has proven all of the necessary elements to be granted a certificate to operate.

IV. ORDER

Based upon the above and pursuant to Section 13b-391 of the Connecticut General Statutes, the application of All My Brothers Moving, LLC is hereby granted and Certificate Number 1786 is issued as follows:

CERTIFICATE NUMBER 1786
TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY
FOR HIRE AS A MOTOR COMMON CARRIER

All My Brother Moving Company, 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 follows:

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

The certificate holder must accept and transport property, as herein authorized in

accordance with its tariff on file, for all persons who desire the service to the extent of the certificate holder's facilities at uniform rate for all similar service.

CONDITIONS:

A motor vehicle must be registered under this certificate within sixty (60) days from the date of this decision.

The applicant must review the headquarters requirements with department staff.

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


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

This certificate may not be sold or transferred until it has been operational for more than twenty-four (24) months.

This certificate is transferable only with the approval of the department and is issued subject to compliance by the holder thereof with all motor vehicle laws of the State of Connecticut, and with such rules regulations and orders as this department may from time to time prescribe.

Dated at Newington, Connecticut on this 21st day of October.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida
Staff Attorney III
Administrative Law Unit
Bureau of Finance and Administration