

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:
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DOCKET NO. 1802-N-18-HG

RE: APPLICATION OF COLLINS BROTHERS MOVING COMPANY
OF CONNECTICUT, 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 GREENWICH.

DECISION

JUNE 25, 2018

I. INTRODUCTION

A. Applicant's Proposal

By application filed on February 14, 2018, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1802-N-18-HG, Collins Brothers Moving Company of Connecticut, LLC (hereinafter "applicant"), with a mailing address of 500 West Putnam Avenue, Suite 400, Greenwich, Connecticut 06830 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 Greenwich.

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 June 21, 2018.

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

Frank Webers appeared on behalf of the applicant. Attorney James McMahon represented the applicant. Attorney McMahon's address is 43 West 43rd Street, Suite 63, New York, NY 10036-7424.

II. FINDING OF FACT

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

2. Mr. Webers has been in the moving business for forty years and currently operates a moving company in New York, Virginia and Texas.

3. The applicant will have the following expenses in the first six months of operation: insurance of \$786, property tax of \$362, maintenance of \$1,500, advertising of \$500, rental costs of \$2,802, legal and accounting of \$2,000 and vehicle finance fee of \$9,000 for a total expense of \$16,950.

4. The applicant has \$18,925 in a Westchester Bank account.
5. The applicant will be operating a 2016 Freightliner Box Truck.
6. The applicant currently specializes in moving personnel households for companies such as Aetna, UTC and The Hartford.
7. Kevin Kelleher from Cartus Corporation testified in support of the application. Cartus specializes in employee relocations for companies. The applicant has a longstanding relationship with Cartus and they were very satisfied with the services they received from the applicant.
8. The applicant gets daily requests for intrastate moves from the public and also from its corporate clients.
9. The applicant has many employees domiciled in Connecticut who would be willing to move into the new Connecticut moving company.
10. This application was 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 first six months of start-up costs includes insurance of \$786, property tax of \$362, maintenance of \$1,500, advertising costs of \$500, rental costs of \$2,802, legal and accounting

costs of \$2,000 and vehicle financing fees of \$9,000 for a total expense of \$16,950. The applicant has \$18,925 in a Westchester Bank account which is sufficient to cover these costs.

The applicant submitted a criminal record check for its only member, Frank Webers, which shows no record. Mr. Webers has been in the moving business for many years and has a lot of experience in this industry. 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 plans to operate one box truck to perform this service which will have little effect on the public or highways.

The applicant has been operating a moving business for many years in other states. The applicant regularly transports household goods to and from Connecticut in interstate service. It is clear that the applicant's business contacts will be useful to developing this intra Connecticut market.

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 Collins Brothers Moving Company of Connecticut, LLC is hereby granted and Certificate Number 1795 is issued as follows:

CERTIFICATE NUMBER 1795
TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY
FOR HIRE AS A MOTOR COMMON CARRIER

Collins Brothers Moving Company of Connecticut, 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 Greenwich.

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 and insured under this certificate within sixty (60) days from the date of this decision. Failure to do so may result in a revocation of authority.

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 25th day of June.

CONNECTICUT DEPARTMENT OF TRANSPORTATION


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