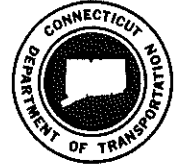


STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone: (860) 594-2875

DOCKET NO. 1903-N-32-HG

RE: APPLICATION OF L & R MOVERS, 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

DECISION

JUNE 17, 2019

## I. INTRODUCTION

### A. Applicant's Proposal

By application filed on March 1, 2019, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1903-N-32-HG L & R Movers, LLC (hereinafter "applicant"), with a mailing address of 26 Homestead Avenue, New Britain, Connecticut 06053 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.

### 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 13, 2019.

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

Applicant Luis Rivera-Altiery and his father, Luis Rivera, appeared pro se on behalf of L & R Movers, LLC. The applicant's mailing address is 26 Homestead Avenue, New Britain, Connecticut 06053.

## II. FINDING OF FACT

1. The applicant is seeking to operate a household moving service from a headquarters in New Britain.
2. The applicant member Luis Rivera-Altiery and his father, Luis Rivera, will be operating the business.
3. Luis Rivera-Altiery has two years' experience working for a moving company in Puerto Rico. Luis Rivera has over thirty years' experience working for Amodio moving.
4. The applicant will have the following expenses in the first six months of operation: insurance of \$1,251, maintenance of \$1,200, advertising of \$50 and property tax of \$77.

5. The applicant has \$7,540 in a bank account.
6. The applicant will be operating a 1996 International 26 foot Box truck in the business.
7. The wife of Mr. Rivera will handle the paperwork for the business, which will be operated from their residence.
8. The applicant member does not have a criminal record.
9. Luis Rivera has many business contacts that would hire him to do moving services including a storage facility and a real estate property owner.
10. The applicant has a list of people interested in working for the company including many former co-workers of Luis Rivera from Amodio.
11. 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 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 \$1,251, maintenance of \$1,200, advertising of \$50 and property tax of \$77 for a total expense of \$2,578. The applicant has \$7,540 in a bank account, which is sufficient to cover these initial costs.

The applicant submitted a criminal record check for its only member Luis Rivera-Altiery that shows no record. He has worked for a moving company in Puerto Rico for two years and now he wants to open a moving business. His father has extensive experience in the moving industry and he will help his son operate the business. Based on the evidence presented, the applicant is suitable to handle this proposed operation.

Another consideration is the applicant's ability to efficiently perform the service for which the authority is requested, 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.

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 L & R Movers, LLC is hereby granted and Certificate Number 1800 is issued as follows:

**CERTIFICATE NUMBER 1800**  
**TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY**  
**FOR HIRE AS A MOTOR COMMON CARRIER**

L & R Movers, 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 Britain.**

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 17th day of June.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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