

STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone: (860) 594-2875

DOCKET NO. 1608-N-86-HG

RE: APPLICATION OF CONNECTICUT'S FINEST 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 MILFORD.

DECISION

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FEBRUARY 27, 2017

I. INTRODUCTION

A. Applicant's Proposal

By application filed on August 10, 2016, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1608-N-86-HG, Connecticut's Finest Movers, LLC (hereinafter "applicant"), with a mailing address of 602 Stowe Avenue, Milford, Connecticut 06460 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 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 February 23, 2017.

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

Peter Pertoso appeared on behalf of the applicant. The applicant was represented by Attorney Jesse Langer with a mailing address of One Century Tower, 265 Church Street, New Haven, Connecticut 06510.

II. FINDING OF FACT

1. The applicant is seeking to operate an intrastate household moving service from a headquarters in Milford.
2. The applicant has been operating a labor only moving service for the past ten years.
3. Mr. Pertoso has been working in some aspect of the moving business for the past 15 years.
4. The applicant will operate a 2015 and a 2016 twenty foot Isuzu box truck.
5. Mr. Pertoso has many contacts in the real estate business that will refer him moving jobs.

6. The applicants first six months of expenses includes payroll of \$35,000, maintenance of \$800, \$9,950 for vehicle financing, property tax of \$1,100, \$1,699 for marketing, legal expenses of \$5,000, workers comp insurance of \$9,500, \$600 for vehicle parking and \$6,270 for liability insurance for a total expense of \$69,919.

7. The applicant has \$110,644 in a Bank of America account.

8. Mr. Pertoso is the sole member of the limited liability company and has no criminal record.

9. During the busy moving season from May to September, the applicant receives thirty to fifty calls for intrastate moving services per day in which transporting the goods has been requested.

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 of 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 applicants first six months of expenses includes payroll of \$35,000, maintenance of \$800, \$9,950 for vehicle financing, property tax of \$1,100, \$1,699 for marketing, legal expenses of \$5,000, workers compensation insurance of \$9,500, \$600 for vehicle parking and \$6,270 for liability insurance for a total expense of \$69,919. The applicant has \$110,644 in a Bank of America account which is more than sufficient to cover these start-up costs.

The applicant submitted a criminal record check for Mr. Pertoso which shows no

criminal record. Mr. Pertoso has many years' experience in the moving business, the last ten years of which have been operating his own labor only moving business. Based on the evidence presented, the applicant is suitable to perform this service.

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 and the safety of the public using such highways. The applicant will be using one or two small box trucks which do not require the driver to have a commercial driver license. The applicant is already utilizing one of these trucks in service now, so there would be no additional effect on the highways of the State if the application was granted. The applicant is fully insured and would not pose a threat to public safety.

The applicant is already in business with labor only moving service so the intrastate moving would be a natural extension of that existing business. Mr. Pertoso has many contacts in the real estate business that could refer him moving jobs and he receives many calls each day requesting intrastate moving services which include transportation of the goods. Based upon the evidence presented, the applicant has proven all of the necessary elements to be granted a certificate to operate an intrastate moving service.

#### IV. ORDER

Based upon the above and pursuant to Section 13b-391 of the Connecticut General Statutes, the application of Connecticut's Finest Movers, LLC is hereby granted and Certificate Number 1789 is issued as follows:

**CERTIFICATE NUMBER 1789**  
**TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY**  
**FOR HIRE AS A MOTOR COMMON CARRIER**

Connecticut's Finest 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 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:**

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

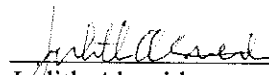
This certificate shall remain in effect until suspended, amended or revoked by the department. Failure of the certificate holder to maintain proper insurance or to comply with all motor vehicle laws and other pertinent State statutes and/or the rules, regulations and orders of the department shall be 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 27th day of February 2017.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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