

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-99-HG

RE: APPLICATION OF SUDDATH RELOCATION SYSTEMS OF NEW YORK, INC. 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 STAMFORD.

DECISION

JANUARY 27, 2016

## I. INTRODUCTION

### A. Applicant's Proposal

By application filed on August 31, 2016, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1608-N-99-HG, Suddath Relocation Systems of New York, Inc. (hereinafter "applicant"), with a mailing address of 815 South Main Street, Jacksonville, Florida 32207 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 Stamford.

### 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 January 12, 2017 and continued on January 26, 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

Patrick Garvey, Vice President appeared on behalf of the applicant along with Barton Harrison, a sales executive for the applicant. The applicant was represented by Attorney Michael Kenney with a mailing address of City Place II, 185 Asylum Street, 6<sup>th</sup> Floor, Hartford, Connecticut 06103.

## II. FINDING OF FACT

1. The applicant is seeking to operate an intrastate household moving service from a headquarters in Stamford.
2. The applicant operates a storage facility in Stamford and performs interstate household moves from that address.
3. The applicant company has twenty five years of experience in the moving business and has multiple offices around the country.

4. The applicant is regularly turning away intrastate moving business.
5. The applicant will not incur any additional operating expenses to perform the intrastate moving service.
6. The applicant has a million dollar balance in the Wells Fargo bank.
7. The applicant has more than adequate insurance and owns its vehicles outright.
8. It is the applicant's policy to perform each move with the smallest vehicle necessary.
9. All of the applicant's officers have a clean criminal record check.
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 operating intrastate moving services would not require any additional funding. In addition, the applicant has a million dollar bank balance. Based on the evidence presented, the applicant has more than sufficient funds to cover the first six months of operating expenses.

The applicant submitted a criminal record check for the four members of the organization which included Stephen Suddath, Michael Brannigan, Pat Garvey and Kevin Gannon

each of which shows no criminal record. The applicant business has many years of moving experience and is currently operating interstate moves from Stamford. 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 operate multiple trucks on the roads in Connecticut. The applicant makes it a point to perform each move with the smallest size truck. The applicant has substantial insurance and years of moving experience so it is not likely to have any negative effect on the highways. In addition to that, the applicant's vast moving experience shows that it 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 Suddath Relocation Systems of New York, Inc. is hereby granted and Certificate Number 1788 is issued as follows:

**CERTIFICATE NUMBER 1788**  
**TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY**  
**FOR HIRE AS A MOTOR COMMON CARRIER**

Suddath Relocation Systems of New York, Inc. 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 Stamford.**

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

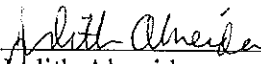
motor vehicle laws and other pertinent State statutes and/or the rules, regulations and orders of the department shall be considered sufficient cause to revoke said certificate.

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 January 2017.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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