

STATE OF CONNECTICUT

DEPARTMENT OF TRANSPORTATION



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

(860) 594-2875

DOCKET NUMBER 2102-C-04-HG

RE: IN THE MATTER OF THE CITATION OF MEANT2BEMOVERS, LLC.

DECISION

MAY 24, 2021

I. INTRODUCTION

A. General

By citation dated March 31, 2021, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-410b as amended, Meant2bemovers, LLC, ("respondent"), holder of Certificate Number 1769, was ordered to participate in a telephone citation hearing scheduled for May 6, 2021.

The records of the department indicate that the respondent is the holder of Household Goods Carrier Certificate Number HG1769. The records of the department further indicate that the respondent is in violation of the following Connecticut General Statutes (CGS) and/or Regulations of Connecticut State Agencies:

Connecticut General Statutes Sections 13b-410b (Payment of annual fees for filling proof of insurance by motor carriers) & Sec. 13b-410c (Intrastate household goods carrier certificate) and Regulations of Connecticut State Agencies Sections 16-304-F24 (List of Vehicles operated) and 16-304-D1 (Insurance required), as amended, by violating the terms of the certificate which require the certificate holder to comply with all pertinent laws and other statutes, and/or rules, regulations and orders of the department.

More specifically, on January 1, 2021, it came to the attention of the department that Meant2bemovers, LLC did not renew its Household Goods Carrier Certificates, did not provide a list of vehicles operated, and did not provide a form E proof of insurance. As a result, the respondent was subject to a citation hearing and a fine of \$500.00 pursuant to Connecticut General Statutes Sections 13b-414 and 13b-407 along with possible revocation of its certificate.

The citation was served upon the respondent at 219 Forrest Street, East Hartford, Connecticut 06118 by certified mail and recited the department's reasons for issuing it.

B. Hearing Held

Pursuant to Section 13b-414 and 13b-407 of the Connecticut General Statutes, as amended, the public hearing for this citation was held on May 6, 2021. Notice of the citation and the hearing to be held thereon was given to the respondent and to such other parties as required by Connecticut General Statutes Sections 13b-414 and 13b-407, as amended.

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

C. Appearances

Susan and Stephen Lepack appeared pro se on behalf of the respondent. The respondent's mailing address is 219 Forrest Street, East Hartford, Connecticut 06118.

II. FINDINGS OF FACT

- 1. The respondent is the holder of Certificate 1769 standing in the name of Meant2bemovers, LLC.
- 2. On October 9, 2020, the department sent an email to the respondent asking the respondent to file a Household Goods Intrastate Movers Certificate Application and remit payment by January 31, 2021.

- 3. On November 2, 2020, the department emailed the respondent that it still needed to file the information requested by January 31, 2021.
- 4. On December 10, 2020, the department sent another email to the respondent again asking for the filing and fees to be paid by January 31, 2021.
- 5. Additional notices were sent to the respondent by Elhassan Aitelquadi on January 5, 2021, January 14, 2021, and January 25, 2021.
 - 6. A fifteen-day warning letter was sent to the respondent on February 4, 2021.
- 7. A Notice of Hearing was mailed to the respondent by certified mail on March 31, 2021 for a telephone citation hearing to be held on May 6, 2021.
- 8. The respondent did not intend to violate the statutes or regulations but instead failed to comply by the deadlines due to a series of personnel changes and missing important department emails.
- 10 The respondent will be changing its DOT email to <u>susan@meant2bemovers.com</u> to ensure that it will be receiving important department emails.
 - 11. The respondent is now in full compliance.

III. DEPARTMENT ANALYSIS AND CONCLUSIONS OF LAW

The Department of Transportation has jurisdiction over matters pertaining to the operation of motor vehicles in household goods service in the State of Connecticut accordance with Connecticut General Statutes Section 13b-414 and 13b-407, as amended.

Pursuant to Connecticut General Statutes Section 13b-407 and 13b-414, the department may amend or for sufficient cause suspend or revoke any such permit. Further, the department may impose a civil penalty on any person who violates any provision of the governing chapter or any regulation adopted under Connecticut General Statutes Section 13b-389 through 13b-415, as amended, with respect to fares, service, operation or equipment, in an amount not to exceed one hundred dollars per day for each violation.

The respondent was notified of the citation hearing and has worked to come into compliance before the hearing but was having difficulty with the online system. There was also the loss of personnel who used to perform this function and missing departments emails that played into their noncompliance. After the hearing, the respondent because fully compliant and there are no issues pending.

IV. ORDER

Based on the above, this citation is hereby dismissed as the respondent is now in full compliance.

This decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c). Dated at Newington, Connecticut on this the 24th day of May 2021.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

Staff Attorney III
Administrative Law Unit

Bureau of Finance and Administration