



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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DOCKET NUMBER 2302-C-27-HG

RE: IN THE MATTER OF 1-800-PACK-RAT, LLC DBA 1-800-
PACK-RAT, LLC

DECISION

MARCH 28, 2023

I. INTRODUCTION

A. General

By citation dated March 8, 2023, by the Department of Transportation (hereinafter “department”), pursuant to Connecticut General Statutes Section 13b-410 and 13b-414 as amended, 1-800-Pack-Rat, LLC dba 1-800-Pack-Rat, LLC (“respondent”), holder of Certificate Number 1776, was ordered to come before the department to answer the allegations made therein.

Pursuant to said citation, the respondent was directed to appear by telephone to show cause why Certificate Number 1776, issued for the operation of a household goods motor carrier, should not be suspended, or revoked or a civil penalty imposed for violation of its household certificate pursuant to Connecticut General Statutes Section 13b-410 and 13b-414.

It is alleged that the certificate holder is in violation of the following Connecticut General Statutes and/or regulations:

- CGS, Section 13b-392 (Formerly Sec. 16-286): Considerations for granting certificate: suitability.
- CGS, Section 13b-410c(b) (Formerly Sec.16-288): Intrastate household goods carrier certificate. Intrastate motor contract carrier permit. Application. Fee. Regulations re annual fee for filing proof of insurance.
- CGS, Section 13b-410 (Formerly Sec. 16-304): Jurisdiction of Commissioner. Penalties.
- RCSA, Section 16-304-F22: Identification stamp.
- RCSA, Section 16-304-F23: Application for identification stamps.
- RCSA, Section 16-304-F24: List of vehicles operated.

The alleged incident in question violates the terms of the certificate which requires the certificate holder to comply with all pertinent motor vehicle laws and other statutes, and/or rules, regulations, and orders of the department.

More specifically, on February 14, 2023, the department received a mailing from the certificate holder with only a check enclosed. The check was payable for two hundred and forty-five dollars with the word “void” written on it. The Regulatory and Compliance Unit made multiple attempts to contact the certificate holder in the subsequent days and was unsuccessful. After investigating the alleged incident, the department has determined that this certificate is out of compliance, and the investigation findings give the department cause to challenge the suitability of the management for this certificate.

The citation was served upon the respondent at its listed mailing address of 11640 Northpark Drive, Suite 200, Wake Forest, NC 27587 by certified mail and recited the department’s reasons for issuing it.

B. Hearing Held

Pursuant to Section 13b-410 of the Connecticut General Statutes, as amended, the public hearing for this citation was held on March 15, 2023. 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 Section 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

Chad Robinson, Jacqueline Martel and Adam Ford appeared pro se at the hearing for the respondent. The respondent's mailing address is 11640 Northpark Drive, Suite 300, Wake Forest, NC 27587.

Chris Russell, License and Application Analyst, for the Regulatory and Compliance Unit, presented the department's case in this matter.

Felipe Briseno, Staff Attorney 3 with the Regulatory & Compliance Unit also presented the department's case in this matter.

II. FINDINGS OF FACT

1. The respondent is the holder of Certificate 1776 standing in the name of 1-800-Pack-Rat, LLC dba 1-800-Pack-Rat, LLC.

2. The respondent did not submit an Household Goods Intrastate Movers Certificate application or payment for its application on time.

3. The payment was received late by the department on February 14, 2023, and the check was not valid having the word "void" written across it. No application was included with the check.

4. The respondent's mailing address is now only Suite 300. The respondent did not notify the department of this change which occurred in 2021.

5. The respondent moved its headquarters without permission from North Haven to Middletown.

6. Three (3) applications were sent to the respondent which the respondent says it did not receive. None of these applications were returned to the department.

7. The application and check were finally received by the department on March 15, 2023.

8. The Regulatory & Compliance Unit have suggested a \$400 civil penalty for the violations and a filing of a Transfer of Headquarters Application within thirty (30) days.

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-410 and 13b-414, as amended.

Pursuant to Connecticut General Statutes Section 13b-410, 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 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.

A review of the record shows that the respondent failed to file an application or make payment by December 31, 2022. The respondent subsequently filed a valid check and application which the

department received on February 14, 2023. The respondent admits that it did not file the application or pay on time.

IV. ORDER

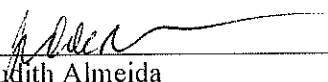
Based on the above, Certificate 1776, standing in the name of 1-800-Pack-Rat, LLC dba 1-800-Pack-Rat, LLC will pay a civil penalty of \$400. The respondent must pay the civil penalty of \$400 by certified check, bank check or money order made payable to the Treasurer, State of Connecticut, to the Regulatory & Compliance Unit due on April 28, 2023.

The respondent must also file a Transfer of Headquarters Application by April 28, 2023.

This decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this the 28th day of March 2023.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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