

(860) 594-2864

DOCKET NUMBER 2303-C-53-HG

RE: IN THE MATTER OF THE CITATION OF MANCHESTER  
MOVING & STORAGE, INC

DECISION

JULY 5, 2023

## I. INTRODUCTION

### A. General

The records of the Department of Transportation (department) indicate that respondent is the holder of Household Goods Carrier Certificate No. HG 1764. 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 (RCSA) as amended:

- 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 at 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 completed an internal review of all 2023 cab card renewals for active household goods carrier certificates. The Regulatory and Compliance Unit found no record of receiving a renewal application or payment for this certificate. The Regulatory and Compliance Unit made multiple attempts to contact the certificate holder during the renewal period 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.

As a result, the respondent was subject to a hearing and potential penalties pursuant to CGS 13b-410 and 13b-414. The certificate is also subject to a possible revocation pursuant to CGS 13b-407.

The citation was served upon the respondent at 615 Parker Street, Manchester, CT 06042.

### B. Hearing Held

Pursuant to Section 13b-410 of the Connecticut General Statutes, as amended, the public hearing for this citation was originally to be held on June 7, 2023 but was later moved to June 28, 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

Frank Serignese appeared on behalf of the respondent at the hearing. The respondent's physical address is 615 Parker Street, Manchester, CT 06042. The respondent's mailing address is 80 Ravens Croft Road, Vernon, CT 06066

Linda Sidote, License and Applications Analyst from the Regulatory and Compliance Unit, presented the department's case in this matter.

## II. FINDINGS OF FACT

1. The respondent is the holder of Certificate 1764 standing in the name of Manchester Moving & Storage, Inc.
2. The department sent to the respondent, on three (3) different occasions, a request to file a Household Goods Intrastate Movers Certificate Application and payment by December 31, 2022.
3. On January 11, 2023, the department sent an Out of Compliance Letter to the respondent asking for the application to be filed and certificate fees to be paid by February 3, 2023.
4. A Notice of Hearing was both mailed and emailed to the respondent on March 24, 2023, for a citation hearing to be held on June 7, 2023, which was later moved to June 28, 2023.
5. The respondent has failed to make payment or submit an application for an Intrastate Household Goods Certificate in this matter.
6. The respondent needs to submit a new filing with the Secretary of State.

## 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-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.

There has been no compliance by the respondent in this matter as far as filing the annual application or making the payment. As a result, the applicant must pay a civil penalty. In addition, the respondent's filing with the Secretary of State needs updating as it has been forfeited.

## IV. ORDER

Based on the above, Certificate Number 1764, standing in the name Manchester Moving & Storage, Inc will receive 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 August 1, 2023.

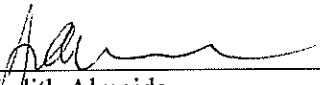
The respondent must also submit a completed household goods application and payment by August 1, 2023.

The respondent must update its filing with the Secretary of State by August 1, 2023.

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

Dated at Newington, Connecticut on this the 5th day of July 2023.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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