



STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone: (860) 594-2875

DOCKET NO. 1209-N-126-HG

RE: APPLICATION OF EXCELSIOR TRUCKING, INC. D.B.A. COLLEGE HUNK HAULING JUNK AND MOVING 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.

FINAL DECISION

June 10, 2013

## I. INTRODUCTION

### A. Applicant's Proposal

By application filed on September 17, 2012, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1209-N-126-HG, Excelsior Trucking, Inc. d.b.a. College Hunk Hauling Junk and Moving (hereinafter "applicant"), with a mailing address of 39 Davenport Street, Stamford, Connecticut 06902 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 June 6, 2013.

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

Thomas Yewdell appeared pro se on behalf of the applicant. The applicant's mailing address is 39 Davenport Street, Stamford, Connecticut 06902.

## II. FINDINGS OF FACT

1. The applicant seeks authorization to transport household goods from a headquarters in Stamford.

2. The applicant has prior moving experience performing residential clean outs and moving items for charity.

3. The applicant ran a U-Haul franchise for six years.

4. Santiago Zuluaga works with JB Moving in Stamford. He will refer moving business his company does not want to handle to the applicant several times a month.

5. The applicant will purchase a new Isuzu truck for the business.
6. The applicant's monthly expenses include repairs and maintenance of \$150, insurance of \$951, loan payments for the truck of \$1,153 and advertising of \$1,800.
7. Among the applicant's assets is \$86,635 in the bank.
8. The applicant's start-up cost total approximately \$24,327.
9. Mr. Yewdell will be supervising the applicant's office.

### 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 public need for the proposed service, 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 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. Since the application was not opposed at the hearing, it appears that there would not be any effect on the existing motor carrier facilities if this application were granted.

The next criterion that the applicant must prove is public convenience and necessity for the proposed service. The applicant presented the testimony of one witness who can easily refer business to the applicant. He works for a moving company that would refer the smaller movers to the applicant. Based on the evidence presented, the applicant has proven public convenience and necessity.

As far as the applicant's financial ability is concerned, evidence was presented that the insurance would cost \$5,706, repairs and maintenance will cost \$900, truck loan payments would cost \$6,921 and advertising would cost \$10,800 for six months. The applicant has \$86,635 in the bank which is sufficient funds to cover a six month start-up period.

The applicant submitted a criminal record check for Thomas YewDell which shows no

criminal convictions. The applicant will be utilizing one truck which will have a minimal effect on the highways.

Mr. Yewdell has experience in the moving business and appears ready, willing and able to handle the proposed service. Based on the evidence presented, the applicant is suitable to operate the proposed service.

Based upon the evidence presented, the applicant has proven all of the necessary elements to be granted a certificate.

#### IV. ORDER

Based upon the above and pursuant to Section 13b-391 of the Connecticut General Statutes, the application of Excelsior Trucking, Inc. d.b.a. College Hunk Moving and Junk is hereby granted and Certificate Number 1772 is issued as follows:

**CERTIFICATE NUMBER 1772**  
**TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY**  
**FOR HIRE AS A MOTOR COMMON CARRIER**

Excelsior Trucking, Inc. d.b.a. College Hunk Moving and Junk 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:

**A motor vehicle must be registered under this certificate within thirty (30) days from the date of this decision.**

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

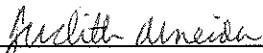
This certificate shall remain in effect until suspended, amended or revoked by the department. Failure of the certificate holder to maintain proper insurance or to comply with all motor vehicle laws and other pertinent State statutes and/or the rules, regulations and orders of the department shall be 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 10th day of June.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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