

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

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DOCKET NO. 1808-N-99-HG

RE: APPLICATION OF XCELERATE MOVING, 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

OCTOBER 18, 2018

I. INTRODUCTION

A. Applicant's Proposal

By application filed on August 21, 2018, pursuant to Section 13b-389 of the Connecticut General Statutes, and assigned Docket No. 1808-N-99-HG, Xcelerate Moving, Inc. (hereinafter "applicant"), with a mailing address of 263 Tresser Boulevard, Stamford, Connecticut 06901 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 October 16, 2018.

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

Kazrick Barrett and Kollettia Kelly appeared pro se on behalf of the applicant. The applicant's mailing address is 263 Tresser Boulevard, 9th floor, Stamford, CT 06901.

II. FINDING OF FACT

1. The applicant is seeking to operate a household moving service from a headquarters in Stamford.
2. Mr. Barrett has ten years of experience in the moving business, primarily in New York.
3. Ms. Kelly will handle all of the administrative aspects of the company.
4. The applicant has \$84,734 in a bank account.
5. The applicant will be operating a 2018 Ford box truck which is financed.

6. The applicant's first six months of expenses includes: vehicle financing of \$6,624, insurance of \$2,063, referral fees of \$3,000, property tax of \$521 and communication of \$480.

7. The applicant has no vehicle maintenance costs because it was built into the purchase price of the vehicle.

8. Lloyd Mellad supported the applicant as a character reference.

9. Vladimir Justinvil is a former customer of Mr. Barrett. He found the applicants moving service to be very good.

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 the applicant's first six months of start-up costs includes: vehicle financing of \$6,624, insurance of \$2,063, referral fees of \$3,000, property tax of \$521 and communication of \$480 for a total cost of \$12,688. The applicant has \$84,734 in the bank account which is sufficient to cover these costs.

The applicant submitted a criminal record check for its two officers and no records were found. Mr. Barrett has over ten years' experience in the moving business and both officers have business experience. 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 plans to operate one box truck to perform this service which will have little effect on the public or highways.

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 Xcelerate Moving, Inc. is hereby granted and Certificate Number 1797 is issued as follows:

CERTIFICATE NUMBER 1797
TO OPERATE MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY
FOR HIRE AS A MOTOR COMMON CARRIER

Xcelerate Moving, 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:

A motor vehicle must be registered and insured under this certificate within sixty (60) days from the date of this decision. Failure to do so may result in a revocation of authority.

Within thirty (30) days from the date of this final decision a Secretary of State filing shall be submitted to the department which reflects that Ms. Kolletia Kelly is the Secretary of Xcelerate Moving, Inc. Failure to do so may result in a revocation of authority.

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

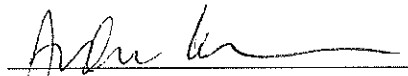
department. Failure of the certificate holder to maintain proper insurance or to comply with all motor vehicle laws and other pertinent State statutes and/or the rules, regulations and orders of the department shall be considered sufficient cause to revoke said certificate.

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 18th day of October.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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