



Vander Hauling Services, LLC

500 North State Street T-+1.717.812.0626
York, PA 17403-1030 F-+1.717.812.9422

Docket No. A-2023-3038123

April 3, 2023

Rosemary Chiavetta,

RCUD PUC SEC BUR
APR 5 2023 AM 10:30

This letter is to petition the denial of our application for Household Goods in Use, and Certificate of Public Convenience as determined by the Pennsylvania Public Utility Commission.

- I. First Capital Fibers, Inc is a Recycling company based out of York, Pennsylvania. On approximately August 11, 2020, First Capital had acquired docket number 1116407 to begin for-hire work. First Capital began to separate the trucking entity from the recycling entity circa 2021.
- II. During this process, Vander Hauling Services, LLC was created, and acquired US DOT number 3983316 during this planning process. From August 2020 to February 2023, all for-hire freight has been under First Capital Fibers US DOT and docket number. In February 2023, Vander Hauling Services was insured, all assets and resources transferred from First Capital to Vander Hauling Services. The original docket number 1116407 – listed under First Capital, was also transferred to Vander Hauling as well.
- III. Vander Hauling Services, LLC is now operating as its own stand-alone entity with DOT 3983316 and the transferred MC 1116407 it obtained from First Capital Fibers. Both entities stated above operate under common ownership, there has been no change in ownership or control of the businesses.
- IV. As requested on the letter dated February 13, 2023, Vander Hauling Services has adequately satisfied all requested documentation via the PA PUC online document portal, as well as hardcopy by mail under docket # A-2023-3038123 to include the following:
 - a. A letter of Change of Entity
 - b. Docket number of the Motor Carrier
 - c. A copy of the articles of incorporation – EIN assigned by the IRS and dated
 - d. A letter of names of owners and stock/distribution shares
 - e. The names of the officers of the corporation
 - f. A statement that there has been no change in ownership or control of the business
 - g. A verified statement that the information is true and correct under 52 PA Code §1.36
 - h. Vander Hauling Services, LLC statement of Financial Balance sheet



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All hard copies of the above stated documents were sent via mail as requested, to the following address:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, Pennsylvania 17120

I, Gerald T. Kellner, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

Jerry T. Kellner
President

4/3/23

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS
401 NORTH STREET, ROOM 206
P.O. BOX 8722
HARRISBURG, PA 17105-8722
WWW.CORPORATIONS.PA.GOV

Linda Stull
135 North George Street CGA Law
York PA 17401

Vander Hauling Services, LLC

The Bureau of Corporations and Charitable Organizations is happy to send your filed document. The Bureau is here to serve you and we would like to thank you for doing business in Pennsylvania.


Thank you for registering with the Department of State to do business in Pennsylvania. Like many other businesses, you may have employees, sell taxable products, or provide a taxable service to consumers in Pennsylvania. Please visit www.pa100.state.pa.us to register for Business Taxes with the PA Department of Revenue & Labor and Industry or visit www.Business.pa.gov to find answers to most common registration questions.

If you have any questions pertaining to the Bureau, please visit our website at www.dos.pa.gov/BusinessCharities Or you may contact us by telephone at (717)787-1057. Information regarding business and UCC filings can be found on our searchable database at www.corporations.pa.gov/Search/CorpSearch .

Entity number : 7405881

**PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

Return document by mail to:
Linda Stull
Name
135 North GEORGE Street, CGA Law
Address
York PA 17401
City State Zip Code
 Return document by email to: _____

Certificate of Organization Domestic
Limited Liability Company
DSCB:15-8821(rev. 2/2017)

8821

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$125.00

I qualify for a veteran/reservist-owned small business fee exemption (see instructions)

In compliance with the requirements of 15 Pa.C.S. § 8821 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company (designator is required, i.e., "company", "limited" or "limited liability company" or abbreviation):
Vander Hauling Services, LLC

2. Complets part (a) or (b) -- not both:

(a) The address of the limited liability company's initial registered office in this Commonwealth is:

(post office box alone is not acceptable)

<u>500 N. State Street</u>	<u>York</u>	<u>PA</u>	<u>17403</u>	<u>York</u>
Number and Street	City	State	Zip	County

(b) name of its commercial registered office provider and the county of venue is:

c/o:

Name of Commercial Registered Office Provider County

3. The name of each organizer is (all organizers must sign on page 2):

Name	Address
<u>Linda W. Stull</u>	<u>135 N. George Street , CGA Law Firm , York , York , PA . United States . 17401</u>
_____	_____
_____	_____
_____	_____

4. Effective date of Certificate of Organization (check, and if appropriate complete, one of the following):

The Certification of organization shall be effective upon filing in the Dept of State.

The Certification of organization shall be effective _____ at _____
on: Date(MM/DD/YYYY) Hour (if any)

5. Restricted professional companies only.

Check the box if the limited liability company is organized to render a restricted professional service and check the type of restricted professional service(s).

- The company is a restricted professional company organized to render the following restricted professional service(s):
 - Chiropractic
 - Dentistry
 - Law
 - Medicine and surgery
 - Optometry
 - Osteopathic medicine and surgery
 - Podiatric medicine
 - Public accounting
 - Psychology
 - Veterinary medicine

6. Benefit companies only.

Check the box immediately below if the limited liability company is organized as a benefit company:

- This limited liability company shall have the purpose of creating general public benefit

Optional specific public benefit purpose. Check the box immediately below if the benefit company is organized to have one or more specific public benefits and supply the specific public benefit(s). See instructions for examples of specific public benefit.

- This limited liability company shall have the purpose of creating the enumerated specific public benefit(s):

7. For additional provisions of the certificate, if any, attach an 8½ x 11 sheet.

IN TESTIMONY WHEREOF, the organizer(s) has (have) signed this Certificate of Organization this 23 day of November, 2021.

Linda W. Stull

Signature

Date of this notice: 11-23-2021

Employer Identification Number:
87-3692338

Form: SS-4

Number of this notice: CP 575 B

VANDER HAULING SERVICES LLC
GERALD T KELLNER MBR
500 N STATE STREET
YORK, PA 17403

For assistance you may call us at:
1-800-829-4933

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 87-3692338. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1065

03/15/2022

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, *Accounting Periods and Methods*.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, *Entity Classification Election*. See Form 8832 and its instructions for additional information.

A limited liability company (LLC) may file Form 8832, *Entity Classification Election*, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, *Election by a Small Business Corporation*. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

EXHIBIT A
Member Information and Ownership Interest

MEMBER 1: COO

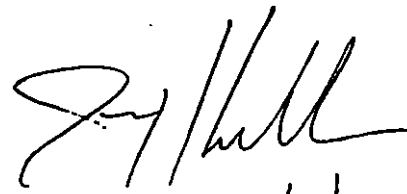
Name Joseph M. Stover II
 Address 241 Silver Spur Drive
York, PA 17402
 Phone 717-578-0214
 E-mail _____

Membership Units 60
 Sharing of Profit/Losses 60 %
 Percentage Interest 60 %
 Capital Contribution \$ _____

MEMBER 2: President

Name Gerald T. Kellner
 Address 590 Riverview Drive
Wrightsville, PA 17368
 Phone 717-515-5266
 E-mail _____

Membership Units 40
 Sharing of Profit/Losses 40 %
 Percentage Interest 40 %
 Capital Contribution \$ _____


 2/14/23

Your answers should be verified per 52 Pa Code § 1.36. Accordingly, you must provide the following statement with your responses:

Gerald T. Kellner

I, _____, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

The blank should be filled in with the name of the appropriate company representative, and the signature of that representative should follow the statement.

Failure to comply with this request within 10 working days from the date of this letter will result in the denial of the application.


Please direct any questions to David Canzoneri, Bureau of Technical Utility Services at (717) 346-9738. Faxed or emailed filings are not accepted.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure


2/14/23



500 North State St.
York, PA 17405-0867

T - +1.717.812.9601

F - +1.717.812.9422

www.FirstCapitalFibers.com

February 14, 2023,

Rosemary Chiavetta,

This letter is to notify a change in Motor Carrier from First Capital Fibers, Inc to Vander Hauling Services, LLC. First Capital Fibers was operating under docket number 1116407 effective August 11, 2020. The docket number is transferring to Vander Hauling DOT# 3983316. Both entities stated above are under common ownership, there has been no change in ownership or control of the business.

Please note the attached Vander Hauling Balance sheet is a draft, and is provided to give an estimate on company financials. The month of January 2023 has not yet closed in our systems. As a new business entity, we do not have the exact total for current assets until this is complete.

A handwritten signature in black ink, appearing to read 'Gerald T. Kellner', written in a cursive style.

Gerald T. Kellner
President

Vander Hauling Services, LLC
Balance Sheet
As of January 31, 2023

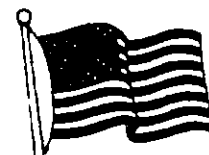
	<u>Jan 31, 23</u>
ASSETS	
Current Assets	
Checking/Savings	
10000 - Cash Checking	54,711.07
Total Checking/Savings	54,711.07
Accounts Receivable	
11000 - Accounts Receivable	-28,273.60
Total Accounts Receivable	-28,273.60
Other Current Assets	
13100 - Prepaid Insurance	16,436.36
Total Other Current Assets	16,436.36
Total Current Assets	42,873.83
TOTAL ASSETS	42,873.83
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 - Accounts Payable	60,861.41
Total Accounts Payable	60,861.41
Other Current Liabilities	
24000 - Accrued Payroll	13,302.37
Total Other Current Liabilities	13,302.37
Total Current Liabilities	74,163.78
Total Liabilities	74,163.78
Equity	
32000 - Retained Earnings	-63.00
Net Income	-31,226.95
Total Equity	-31,289.95
TOTAL LIABILITIES & EQUITY	42,873.83

Vander Hauling Services, LLC
500 N State Street,
York, PA 17403

Secretary, PA Public Utility Commission
400 North Street,
Harrisburg, PA 17120

RCVD PUC SEC BUR
APR 5 2023 AM 10:29

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500 N State Street,
York, PA 17403



Secretary, PA Public Utility Commission
400 North Street
Harrisburg, PA 17120