

BEFORE THE
WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION
WASHINGTON, D. C.

ORDER NO. 288

IN THE MATTER OF:

Served July 25, 1963

Application of D. C. Transit System, Inc.)
for a Certificate of Public Convenience)
and Necessity)

Application No. 248

On June 6, 1963, the Commission issued Order No. 269 denying the application of D. C. Transit System, Inc. for a certificate of public convenience and necessity.

The Commission has before it a motion to allow the late filing of a petition for reconsideration in this matter and a petition for reconsideration of Order No. 269.

Section 16, Article XII of the Washington Metropolitan Area Transit Regulation Compact provides for reconsideration of final orders of this Commission. This Section provides, inter alia, "Any person affected by any final order or decision of the Commission may, within thirty days after the publication thereof, file with the Commission an application in writing requesting a reconsideration of the matters involved, and stating specifically the errors claimed as grounds for such reconsideration".

Thus the statute specifically provides that a person affected has a maximum of thirty days from the date of the publication of the order in which to file an application for reconsideration. It is the opinion of the Commission that the time in which to file an application for reconsideration having been set by law, the Commission has no jurisdiction to waive the statutory time period, and upon the passage of thirty days ceases to have jurisdiction to consider an application for reconsideration. The Commission is of the further opinion that this motion must be denied and the application for reconsideration dismissed.

THEREFORE, IT IS ORDERED:

1. That the motion of D. C. Transit System, Inc. to allow a late filing of the petition for reconsideration be, and it is hereby, denied.

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2. That the application of D. C. Transit System, Inc. for reconsideration of Order No. 269 be, and it is hereby, dismissed.

BY DIRECTION OF THE COMMISSION:

A handwritten signature in cursive script, appearing to read "Delmer Ison", written in black ink.

DELMER ISON
Executive Director