

BEFORE THE  
WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 446

IN THE MATTER OF:

Served February 19, 1965

Order to Show Cause Directed            )  
Against William J. Hill,                 )  
Alleged Overcharge of Taxi Fare.        )

Docket No. 76

This proceeding was initiated by a "show cause" order directed against William J. Hill for an alleged wilful overcharge of taxi fare.

A "Protest and Motion to Intervene" has been filed by Henry G. Bartsch, proprietor of Airport Dispatching Service.

Intervention is sought on the basis that a decision in this proceeding will possibly result in precedence adverse to him in a separate matter involving an informal complaint.

The basic question is this investigative proceeding is whether the respondent charged a rate of taxi fare contrary to that prescribed by the Commission in Orders Nos. 67 and 91. Intervention should be granted if movant has an "interest" in the proceeding which could be affected by an order herein.

Motion Items 1, 2, and 3, relating to Order No. 436, are matters of interest solely to the respondent and have nothing whatsoever to do with petitioner. Respondent's constitutional rights are not transferrable and create no interest in the movant. Item 4 is simply an attempt to attack collaterally the validity of orders petitioner has failed to attack directly. This issue has not been raised by the respondent. The Commission notes that as neither Order was conditioned to expire of its own force, they are in effect and will stay in effect until the Commission decrees otherwise. Item 5 reveals no "interest" at all.

The Commission finds that movant has failed to disclose any interest in this proceeding whereby he would be entitled to be made a party hereto. The motion must be denied.

THEREFORE, IT IS ORDERED that the "Protest and Motion to Intervene" of Henry G. Bartsch, Airport Dispatching Service, be, and it is hereby, denied.

BY DIRECTION OF THE COMMISSION:

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

DELMER ISON  
Executive Director