

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 819

IN THE MATTER OF:

Served May 21, 1968

Application of W. V. & M.)
Coach Company, Inc., for)
Reconsideration of Order.)

Application No. 296

Docket No. 72

On March 10, 1965, the Commission issued Order No. 452 which, inter alia, directed W. V. & M. Coach Company, Inc., to embark on a modernization program of its buses. Beginning in 1966 and continuing each year thereafter, the carrier was to purchase a number of new buses equivalent to one-twelfth of its fleet and place them in service by July 1.

W. V. & M. Coach Company has filed an application for reconsideration of that directive in Order No. 452, seeking modification thereof.

Article XII, Section 16 of the Compact requires an application for reconsideration to be filed within 30 days of the issuance of an order complained of. Obviously, the application is untimely and must be dismissed. D. C. Transit System, Inc., v. WMATC, No. 20,899, D. C. Cir. January 29, 1968.

This is not to say that if the carrier seeks relief, there is no remedy available. It can, at any time, file a proper pleading seeking the relief it desires. However, there were other parties to the Docket 72 proceeding and they are entitled to the procedural safeguards provided by the law. Hence, we will not treat this pleading as something other than that which it purports to be.

THEREFORE, IT IS ORDERED that the application of W. V. & M. Coach Company for reconsideration of Order No. 452 be, and it is hereby, dismissed.

BY DIRECTION OF THE COMMISSION:

Melvin E. Lewis

MELVIN E. LEWIS
Executive Director