

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 835

IN THE MATTER OF:

Served July 3, 1968

Application of D. C. Transit)
System, Inc., for Temporary)
Authority to Operate a Mall)
Shuttle Service.)

Application No. 435

On May 3, 1968, the Commission issued Order No. 814, in which it (a) denied applicant's motion for an immediate hearing on its Application No. 435 for temporary authority to operate a Mall Shuttle Service, (b) dismissed applicant's application for reconsideration of a non-existent order, and (c) denied Application No. 435.

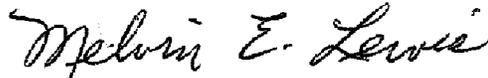
On June 3, 1968, applicant filed an application for reconsideration of Order No. 814, setting forth five (5) grounds as error and requesting that the Commission reconsider the order and assign Application No. 435 for immediate hearing. Specifically, applicant asserts that the Commission erred in its decision in the following respects: Order No. 814 violates the due process clause of the constitution, is contrary to the intent of Section 4(d)(3) and the mandate of Section 4(b) of the Compact, and, finally, is inconsistent with Washington Metropolitan Area Transit Commission v. Universal Interpretive Shuttle Corporation, Case No. 20,975, decided June 30, 1967, by the United States Court of Appeals for the District of Columbia Circuit.

In our opinion, applicant's contentions are without merit. Many of them fail to meet that degree of specificity required by Section 16 of the Compact. For one example, Ground No. 4 is only a stark assertion that the Commission has violated the due process clause. Just how, why or in what manner is not related; consequently, the exact nature of the error is not discernable from the pleading. Moreover, applicant has failed to advance any grounds of substantive worth not already fully considered and dealt with in Order No. 814.

Accordingly, the Commission is of the opinion and finds that the application for reconsideration should be denied.

THEREFORE, IT IS ORDERED that the application of D. C. Transit System, Inc., for reconsideration of Order No. 814 be, and it is hereby, denied.

BY DIRECTION OF THE COMMISSION:

A handwritten signature in cursive script that reads "Melvin E. Lewis".

MELVIN E. LEWIS
Executive Director