

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 9085

IN THE MATTER OF:

Served November 1, 2005

Investigation of Failure to File) Annual Report, Assessment of Civil) Forfeiture, and Notice of Automatic) Suspension and Revocation,) Directed to:)	
CUSTOM TOURS OF WASHINGTON, INC.,) WMATC No. 43)	Case No. MP-2005-146
DAVID C. PEARSON, Trading as E&H) TRANSPORTATION COMPANY,) WMATC No. 53)	Case No. MP-2005-147
NIPPON TRAVEL, LTD., WMATC No. 77)	Case No. MP-2005-148
ALL ABOUT TOWN, INC., WMATC No. 131)	Case No. MP-2005-149
RAINBOW BUS COMPANY, WMATC No. 214)	Case No. MP-2005-150
QUIANA TOURS, INC., WMATC No. 290)	Case No. MP-2005-151
MELWOOD HORTICULTURAL TRAINING) CENTER, INC., WMATC No. 534)	Case No. MP-2005-152
OMAR BANAGA AMIR, Trading as BASIL) TRANS, WMATC No. 542)	Case No. MP-2005-153
A LA CARTE, INC., Trading as A LA) CARTE LIMO & SEDAN, WMATC No. 545)	Case No. MP-2005-154
ALEXANDER JONES, Trading as JONES) TOURS, WMATC No. 546)	Case No. MP-2005-155
MUHAMED ABASS, Trading as) AMERICANMEDICS TRANS, WMATC No. 594)	Case No. MP-2005-156
JIHAD PROPERTIES TRANSPORTATION) SVC LLC, Trading as 4 ALL) OCCASIONS TRANSPORTATION SERVICE,) WMATC No. 597)	Case No. MP-2005-157
FOLORUNSO A. OGUNSANYA, Trading) as ROYAL VENTURES, WMATC No. 701)	Case No. MP-2005-158

HISHAM AMIN, Trading as GOOD CARE, WMATC No. 728))	Case No. MP-2005-159
SUNNY'S COACH SERVICES, INC., WMATC No. 782))	Case No. MP-2005-160
AHMED HAMZA TAHIR, Trading as SAB TRANSIT, WMATC No. 838))	Case No. MP-2005-161
ALAAELDIN MOHAMED HAMED, Trading as REHAM TRANSPORTATION, WMATC No. 846)))	Case No. MP-2005-162
MOUEZ A. IDRIS, Trading as ANGEL CARE TRANSPORTATION SERVICE, WMATC No. 847)))	Case No. MP-2005-163
ELRASHAIED ALI IBRAHIM, Trading as ASHIA MAIDCAID TRANSPORTITION, WMATC No. 849)))	Case No. MP-2005-164
SAFEWAY TRANSPORTATION SERVICES, INC., WMATC No. 889))	Case No. MP-2005-165
RIGHT AID TRANSPORTATION, INC., WMATC No. 976))	Case No. MP-2005-166

This investigation is being initiated to assess a civil forfeiture against each carrier that has failed to file an annual report for 2004.

Commission Regulation No. 60-01 directs each WMATC carrier to file an annual report with the Commission, on a form provided by the Commission, on or before April 30 of each year, or such other date as the Commission may prescribe. On January 7 of this year, the Commission mailed a 2004 annual report form and an instruction sheet to each WMATC carrier holding authority as of January 1, 2005. The instruction sheet specified a due date of January 31, 2005. None of the carriers named in this order has filed a complete annual report for 2004.

Under Article XIII, Section 6(f), of the Compact, the Commission may assess a civil forfeiture against a person who knowingly and willfully violates a Commission regulation. Each carrier named in this order has been furnished a copy of the "Rules of Practice and Procedure and Regulations of the Washington Metropolitan Area Transit Commission." Each has sworn familiarity with the Commission's regulations as a condition of applying for operating authority. Each was mailed an annual report form for 2004. When the report was not timely filed, each was promptly notified that the report was overdue. At this late date, there can be no excuse for not having filed an annual report for 2004. The Commission, therefore, shall assess a civil forfeiture of \$100 against each carrier named in this order for knowingly and willfully violating Commission Regulation No. 60-01.

Each carrier named in this order shall have thirty days to file an annual report for 2004 and pay the forfeiture herein assessed. The operating authority of each carrier that fails to file the report and pay the forfeiture within thirty days shall stand suspended and be subject to revocation without further proceeding pursuant to Article XI, Section 10(c), of the Compact.

THEREFORE, IT IS ORDERED:

1. That an investigation is hereby initiated pursuant to Article XIII, Section (1), of the Compact.

2. That each carrier named herein is hereby made a party respondent.

3. That the Commission hereby assesses a \$100 civil forfeiture against each respondent for knowingly and willfully violating Commission Regulation No. 60-01.

4. That in compliance with Commission Order No. 60-01, each respondent shall file within thirty days from the date of this order an annual report for 2004.

5. That each respondent shall pay to the Commission within thirty days from the date of this order, by money order, certified check, or cashier's check, the sum of one hundred dollars (\$100).

6. That each respondent may file within 15 days from the date of this order a request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

7. That the certificate of authority of each respondent that fails to timely comply with this order shall stand suspended and be subject to revocation without further proceeding.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES, MILLER, AND SMITH:



William S. Morrow, Jr.
Executive Director