

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 9300

IN THE MATTER OF:

Served February 3, 2006

PERKINS AMBULANCE AND WHEELCHAIR) Case No. MP-2005-57
SERVICE, INC., Suspension and)
Investigation of Revocation of)
Certificate No. 126)

This matter is before the Commission on respondent's response to Order No. 8990, served September 16, 2005.

Under the Compact, a certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.¹ Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 126 for a minimum of \$1.5 million in combined-single-limit liability coverage and maintain on file with the Commission at all times proof of coverage in the form of a WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) for each policy comprising the minimum.

Certificate No. 126 became invalid on May 30, 2005, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 8750, served June 1, 2005, noted the automatic suspension of Certificate No. 126 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 126, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 126. Respondent submitted a \$1.5 million replacement endorsement on August 22, 2005. The effective date of the new endorsement is July 12, 2005. This means that respondent was without insurance coverage for forty-three days, from May 30, 2005, through July 11, 2005.

Pursuant to Commission Rule No. 28, Order No. 8990 gave respondent thirty days to verify cessation of operations as of May 30, 2005. Inasmuch as respondent's general tariff covers service rendered to the general public and to clients of the District of Columbia Department of Health, Medical Assistance Administration, (DC Medicaid), such verification was to be corroborated by respondent's general business records and by confirmation from DC Medicaid.

¹ Compact, tit. II, art. XIII, § 7(g).

Respondent has since submitted the affidavit of its president, Gregory Perkins, verifying cessation of operations as of May 30, 2005. The affidavit is corroborated by respondent's general business records and by DC Medicaid's agent for processing carrier invoices, ACS State Healthcare.

Based on the evidence, the suspension shall be lifted and this proceeding terminated.

IT IS SO ORDERED.

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



William S. Morrow, Jr.
Executive Director