

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 9830

IN THE MATTER OF:

Served August 14, 2006

FAMILY LOGISTICS, INC., Suspension)
and Investigation of Revocation of)
Certificate No. 1090)

Case No. MP-2006-081

This matter is before the Commission on respondent's response to Order No. 9792, served August 2, 2006.

Under the Compact, a WMATC carrier may not engage in transportation subject to the Compact if the carrier's certificate of authority is not "in force."¹ A certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.²

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 1090 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. 1090 was rendered invalid on May 25, 2006, because the \$1.5 million primary WMATC Insurance Endorsement on file for respondent had terminated without replacement. Order No. 9582, served May 25, 2006, noted the automatic suspension of Certificate No. 1090 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 1090, and gave respondent thirty days to replace the cancelled endorsement or face revocation of Certificate No. 1090. Respondent submitted a \$1.5 million primary WMATC Insurance Endorsement on July 6, 2006. The effective date of the new endorsement is June 27, 2006.

Under Commission Rule No. 28, respondent is required to verify that it timely ceased transporting passengers for hire under Certificate No. 1090 as directed by Order No. 9582. Order No. 9792 gave respondent thirty days to file written verification, as corroborated by respondent's general business records.³

¹ Compact, tit. II, art. XI, § 6(a).

² Compact, tit. II, art. XI, § 7(g).

³ See Compact, tit. II, art. XII, § 1(b) (mandating Commission access to carrier records).

Respondent has submitted the statement of its president, Perry Umoh, verifying that respondent has yet to begin operating under Certificate No. 1090. The statement is corroborated by respondent's general business records.

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

IT IS SO ORDERED.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:

A handwritten signature in black ink, appearing to read 'William S. Morrow, Jr.', written in a cursive style.

William S. Morrow, Jr.
Executive Director