

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,374

IN THE MATTER OF:

Served April 3, 2007

ROYAL AIRPORT SHUTTLE, INC.,)
Suspension and Investigation of)
Revocation of Certificate No. 270)

Case No. MP-2007-009

This matter is before the Commission on respondent's response to Order No. 10,212 served January 10, 2007.

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. 270 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. 270 was rendered invalid on January 10, 2007, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 10,212 noted the automatic suspension of Certificate No. 270 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 270, and gave respondent thirty days to replace the cancelled endorsement and pay the \$50 late fee due under Regulation No. 67-03(c) or face revocation of Certificate No. 270.

Respondent has yet to pay the \$50 late fee, and although respondent submitted a \$1.5 million primary WMATC Insurance Endorsement on February 8, 2007, the effective date of the new endorsement is January 24, 2007. This means that respondent was without insurance coverage for fourteen days, from January 10, 2007, through January 23, 2007.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 270 as directed by Order No. 10,212. We will give respondent thirty days to verify that it ceased operations as of January 10,

¹ Compact, tit. II, art. XI, § 6(a).

² Compact, tit. II, art. XI, § 7(g).

2007. Inasmuch as respondent's only tariff is for service rendered to the general public, proof that respondent ceased operations shall be corroborated by evidence from respondent's general business records.³

THEREFORE, IT IS ORDERED:

1. That within thirty days from the date of this order, respondent shall verify it ceased all operations in the Metropolitan District as of January 10, 2007.

2. That within thirty days from the date of this order, respondent shall pay \$50 by money order, certified check, or cashier's check.

3. That within thirty days from the date of this order, respondent shall produce any and all books, papers, correspondence, memoranda, contracts, agreements, and other records and documents, including any and all stored electronically, that are within respondent's possession, custody or control and which relate to the transportation of passengers for hire between points in the Metropolitan District during the period beginning October 1, 2006, and ending on the date of this order, including, but not limited to any and all:

- a. customer contracts and invoices;
- b. invoices from other carriers;
- c. calendars and itineraries;
- d. bank and payroll records;
- e. insurance documents;
- f. advertising materials;
- g. income tax and personal property returns.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director

³ See Compact, tit. II, art. XII, § 1(b) (mandating Commission access to carrier records); Regulation No. 59-01 (carrier shall maintain books and records so that it can furnish at any time full and complete financial and statistical information about its activities, regardless of whether such activities constitute transportation subject to the Compact).