

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,502

IN THE MATTER OF:

Served May 25, 2007

Petition of DILLON, INC. Trading as)
PERFEDIA SEDAN AND LIMOUSINE)
SERVICES, WMATC No. 1108, to)
Waive Regulation No. 67-03(a))

Case No. MP-2007-103

Commission Regulation No. 60-01 provides that each carrier holding a certificate of authority on the first day of the calendar year shall file an annual report on or before January 31 of that year. Regulation No. 67-03(a) provides that a \$100 late fee shall be due and payable upon the failure of a carrier to timely file an annual report.

Petitioner filed a 2007 annual report on January 26, 2007. The report listed two vehicles, but the vehicle identification number for one was entered incorrectly. A corrected copy was faxed on January 31, 2007, and the original was delivered on February 7, 2007. Petitioner paid the \$100 late fee on April 10 but requests that it be waived.

On these facts, the Commission shall waive Regulation No. 67-03(a) pursuant to Rule No. 29 for good cause shown.¹

THEREFORE, IT IS ORDERED:

1. That Regulation No. 67-03(a) is hereby waived as to petitioner's 2007 annual report.

2. That the \$100 late fee paid by petitioner shall be refunded.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:


William S. Morrow, Jr.
Executive Director

¹ See *In re Markos Asnake, t/a A&T Transport*, No. MP-06-159, Order No. 10,112 (Nov. 30, 2006) (waiving Regulation No. 67-03(c) for good cause). We note that the same result could have been achieved had the Executive Director extended the filing deadline to April 10 pursuant to Rule No. 7-05. Once the filing deadline had been extended to include the date the report was eventually filed, the late fee would not have applied inasmuch as the late fee under Regulation No. 67-03(a) only applies to reports not timely filed.