

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,503

IN THE MATTER OF:

Served May 25, 2007

Application of AMIN TRANSPORTATION )  
INC to Acquire Certificate No. 910 ) Case No. AP-2007-015  
from EIMAN BADERELDIN YOUSSEIF, )  
TRADING AS AIMN TRANS )

By application accepted for filing January 30, 2007, applicant, Amin Transportation Inc, a Virginia entity, seeks Commission approval to acquire Certificate No. 910 from Eiman Badereldin Youssif, trading as Aimn Trans. Youssif has agreed to transfer Certificate No. 910 and other assets in exchange for a controlling interest in Amin Transportation Inc, a new carrier. The application is unopposed.

This is the second application to reorganize WMATC Carrier No. 910 from a sole proprietorship into a corporation. The first application was filed by A & M Trans, Inc. That application was approved last year, but the reissuance of Certificate No. 910 was contingent on A & M filing additional documents.<sup>1</sup> A & M failed to file the necessary documents in a timely manner, thereby voiding the Commission's approval.<sup>2</sup>

Under Article XI, Section 11(a), of the Compact, a person may not transfer a certificate of authority unless the Commission approves the transfer as consistent with the public interest. The public interest analysis focuses on the acquiring party's fitness.<sup>3</sup>

Applicant proposes commencing operations with one van. Applicant proposes operating under a tariff containing rates for Medicaid transportation.

Applicant verifies that: (1) applicant owns or leases, or has the means to acquire through ownership or lease, one or more motor vehicles meeting the Commission's safety requirements and suitable for the transportation proposed in this application; (2) applicant owns, or has the means to acquire, a motor vehicle liability insurance policy that provides the minimum amount of coverage required by Commission regulations; and (3) applicant has access to, is familiar with and will comply with the Compact, the Commission's rules, regulations and orders, and Federal Motor Carrier Safety Regulations as they pertain to transportation of passengers for hire.

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<sup>1</sup> *In re A & M Trans, Inc., & Eiman Badereldin Youssif, t/a Aimn Trans*, No. AP-05-210, Order No. 9660 (June 16, 2006) (conditionally approving the transfer of Certificate No. 910).

<sup>2</sup> See *id.* (grant of authority void upon applicant's failure to timely satisfy conditions of issuance); Commission Regulation No. 66 (failure to comply with conditions of grant within 180 days voids approval).

<sup>3</sup> *In re Quality Med. Supplies LLC, t/a F & J Healthcare Servs., & Tingem Health Care Servs. Inc.*, No. AP-04-25, Order No. 8033 (May 27, 2004).

The record indicates that applicant plans to operate out of the same address as Carrier No. 923. Each carrier is admonished to keep its assets, books, finances and operations completely separate from the other's. Sharing of office space will be allowed, but this should not be construed as permission to share revenue vehicles or operating authority.<sup>4</sup>

Based on the evidence in this record, the Commission finds applicant to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements and, therefore, that the transfer of Certificate No. 910 to applicant is consistent with the public interest.

THEREFORE, IT IS ORDERED:

1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 910 shall be reissued to Amin Transportation Inc, 9425 Cherwek Drive, Lorton, VA 22079.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 910 has been reissued in accordance with the preceding paragraph.

3. That applicant is hereby directed to present its revenue vehicle(s) for inspection and file the following documents within the 180-day maximum permitted in Commission Regulation No. 66: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) a copy of the for-hire vehicle registration card, and a lease as required by Commission Regulation No. 62 if applicant is not the registered owner, for each vehicle to be used in revenue operations; and (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia.

4. That the grant of authority herein shall be void and the application shall stand denied upon applicant's failure to timely satisfy the conditions of issuance prescribed herein.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.  
Executive Director

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<sup>4</sup> Order No. 9660.