

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,838

IN THE MATTER OF:

Served October 19, 2007

Application of RESOURCES FOR HUMAN)
DEVELOPMENT, INC., for a)
Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2007-149

Applicant seeks a certificate of authority to transport passengers in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a seating capacity of less than 16 persons only, including the driver.

This is the second application filed by this applicant. Applicant initially applied for operating authority earlier this year, but the application was dismissed without prejudice for want of prosecution.

The instant application is unopposed.

I. REOPENING PROCEEDING

By letter dated August 15, 2007, applicant was directed to publish notice of this application in a newspaper of general circulation in the Metropolitan District no later than August 29, 2007, and file an affidavit of publication from the newspaper and a current certificate of good standing from applicant's state of incorporation no later than September 12, 2007. As of September 27, applicant had yet to file either document. Accordingly, this application was dismissed without prejudice that day.² Applicant subsequently filed a current certificate of good standing later that day and filed proof of timely publication seven days later. For good cause shown, this proceeding shall be reopened under Commission Rule No 26.³

II. DECISION

The Compact, Title II, Article XI, Section 7(a), authorizes the Commission to issue a certificate of authority if it finds that the proposed transportation is consistent with the public interest and that the applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

In re Resources for Human Development, Inc., No. AP-07-83, Order No. 10,632 (July 16, 2007).

² See Order No. 10,782 (Sept. 27, 2007).

³ See *In re Atlas Elite Limos, LLC*, No. AP-06-062, Order No. 10,110 (Nov. 30, 2006) (reopening record to receive late-filed documents) .

Applicant proposes commencing operations with two vans and seven 11-passenger minibuses. 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.

Based on the evidence in this record, the Commission finds that the proposed transportation is consistent with the public interest and that applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

THEREFORE, IT IS ORDERED:

1. That this proceeding is hereby reopened pursuant to Commission Rule No. 26.

2. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 1454 shall be issued to Resources for Human Development, Inc., 2041 Martin Luther King Jr. Avenue, S.E., #205, Washington, DC 20020.

3. That applicant may not transport passengers between for hire points in the Metropolitan District pursuant to unless and until this order a certificate of authority has been accordance with the issued in preceding paragraph.

4. 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.

5. 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:

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

William S. Morrow, Jr.
Executive Director