

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,843

IN THE MATTER OF:

Served October 19, 2007

GLOBAL IMEX INCORPORATED, )  
Suspension and Investigation of )  
Revocation of Certificate No. 1195 )

Case No. MP-2007-135

This matter is before the Commission on respondent's failure to respond to Order No. 10,735, served September 5, 2007, which directed respondent to furnish proof that it ceased operations as of June 27, 2007, with corroboration from the District of Columbia Department of Health, Medical Assistance Administration, (DC Medicaid) .

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."<sup>1</sup> A certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.<sup>2</sup>

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 1195 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. 1195 was rendered invalid on June 27, 2007, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 10,580, served June 27, 2007, noted the automatic suspension of Certificate No. 1195 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 1195, 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. 1195.

Respondent paid the \$50 late fee on August 27 and submitted a \$1.5 million primary WMATC Insurance Endorsement on August 13, 2007. The effective date of the new endorsement is August 3, 2007. This means that respondent was without insurance coverage for thirty-seven days, from June 27, 2007, through August 2, 2007.

<sup>1</sup> compact, tit II art. XI, § 7 (g)

<sup>2</sup> Compact, tit II art. XI, § 7 (g)

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 1195 as directed by Order No. 10,580. Order No. 10,735 gave respondent thirty days to furnish proof that respondent ceased operations as of June 27, 2007, as corroborated by evidence from DC Medicaid.

Respondent has yet to respond to Order No. 10,735. Under the circumstances, we will give respondent thirty the days to show cause why Commission should not assess a civil Certificate forfeiture and revoke No. 1195.<sup>3</sup>

THEREFORE, IT IS ORDERED:

1. That respondent shall have thirty days to show cause why the Commission should not revoke Certificate No. 1195 for respondent's willful failure to comply with Commission Rule No. 28, Commission Regulation No. 58 and Commission Order No. 10,735.

2. That respondent may submit within 15 days from the date of this order a written request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

BY DIRECTION OF THE COMMISSION<sup>i</sup> COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.  
Executive Director

<sup>1</sup> See *In re Charming Servs., LLC*, No. MP-05-20<sup>i</sup> Order No. 9175 (Dec. 9, 2005) (requiring show cause after no response to Rule 28 order).