

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,081

IN THE MATTER OF:

Served January 15, 2008

Application of BLS LIMO GROUP,) Case No. AP-2007-056
INC., for a Certificate of)
Authority -- Irregular Route)
Operations)

This matter is before the Commission on applicant's request for reconsideration of the voiding of authority conditionally granted to applicant in Commission Order No. 10,472, served May 9, 2007.

Order No. 10,472 specified that applicant would have the full 180 days available under Commission Regulation No. 66 to satisfy the conditions of the grant. Applicant did not fully comply with the prescribed conditions within the allotted time.¹ The conditional grant consequently became void on November 6, 2007. Under Article XIII, Section 4(a), applicant had until December 6, 2007, to file an application for reconsideration.²

Respondent filed an application for reconsideration on December 6, 2007, but the application does not allege any error on the part of the Commission as required by statute.³ The application therefore is denied. Although we may reopen this proceeding on our own initiative under Rule No. 26-04, we shall not exercise that option because applicant did not fully satisfy the conditions of the grant on or before the deadline for requesting reconsideration.⁴

Applicant, however, may reapply for a certificate of authority if it so chooses.

¹ Three vehicles have yet to pass inspection by Commission staff. In addition, one of those vehicles is not registered in applicant's name, and no lease has been filed.

² See *In re Boone-McNair Transp., LLC*, No. AP-02-66, Order No. 7063 (Mar. 4, 2003) (30-day reconsideration filing period begins running on the day the conditional grant becomes void).

³ Compact, tit. II, art. XIII, § 4(a).

⁴ See *In re City Sightseeing Buses LLC*, No. AP-06-013, Order No. 10,305 (Mar. 6, 2007) (reconsideration filing deadline borrowed for reopening under Rule No. 26-04). Cf., *In re Dominic McDuff, t/a Safety First Med. Transp.*, No. MP-07-115, Order No. 10,766 (Sept. 17, 2007) (insurance proceeding not reopened where endorsement not filed by reconsideration filing deadline). See also *In re Links Enters. & Investments, LLC*, No. AP-05-152, Order No. 10,264 (Feb. 1, 2007) (application not reopened where conditions not satisfied); *In re Olga Jeannette Ayala-Wynkoop, t/a Koops Limo. Serv.*, No. AP-05-149, Order No. 9781 (July 28, 2006) (same).

THEREFORE, IT IS ORDERED:

1. That the application for reconsideration is denied.
2. That this proceeding is terminated.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director