

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,205

IN THE MATTER OF: Served March 6, 2008

Application of EASY TRAILING) Case No. AP-2008-019
TRANSPORTATIONS, LLC, for Voluntary)
Termination of Certificate No. 1266)

EASY TRAILING TRANSPORTATIONS, LLC,) Case No. MP-2008-029
Suspension and Investigation of)
Revocation of Certificate No. 1266)

Certificate No. 1266 was automatically suspended on January 25, 2008, pursuant to Regulation No. 58-02, for the willful failure of Easy Trailing Transportations, LLC, (Easy Trailing), to maintain on file with the Commission proof of \$1.5 million in combined-single-limit, motor vehicle liability insurance.

That same day, the Commission served notice on Easy Trailing in Order No. 11,102, that Certificate No. 1266 would be subject to revocation if Easy Trailing failed to file the necessary insurance endorsement(s) and pay a \$50 late fee within thirty days. Instead of complying with the order, Easy Trailing filed an application on January 31, 2008, for voluntary termination of Certificate No. 1266.

The Commission may terminate a certificate of authority under Title II of the Compact, Article XI, Section 10(b), upon application by the holder. The Commission will not approve such an application, however, if the carrier is not in good standing.¹

Easy Trailing is not in good standing for having failed to pay the \$50 late fee.² Easy Trailing also is not in good standing because it has yet to pay the \$150 annual fee for 2008 and file its 2008 annual return, both of which became due January 1, 2008, under Regulation Nos. 60-01 and 67-02. Easy Trailing's application states that it paid the outstanding annual fee, but the Commission has no record of payment. The Commission also has no record of Easy Trailing filing its 2008 annual report.

Because Easy Trailing is not in good standing, we shall deny the application for voluntary termination.³ Because Easy Trailing is

¹ *In re Avery Transp., LLC*, AP-07-008, Order No. 10,319 (Mar. 9, 2007).

² *See id.* (same).

³ *See id.* (denying voluntary termination because late fee and annual fee not paid); *In re Coach One, Inc.*, AP-07-018, Order No. 10,276 (Feb. 8, 2007) (denying voluntary termination because annual fee not paid and annual report not filed).

not in compliance with Commission Regulation No. 58 and has discontinued operating, we shall revoke Certificate No. 1266 pursuant to Article XI, Section 10(c), of the Compact.⁴

The \$50 late fee shall remain due. In addition, in accordance with Commission Regulation Nos. 60 and 67, respondent's unpaid \$150 annual fee for 2008, unfiled 2008 annual report, and another \$200 in late fees, shall also remain due.

THEREFORE, IT IS ORDERED:

1. That Case Nos. AP-08-019 and MP-08-029 are hereby consolidated pursuant to Commission Rule No. 20-02.

2. That the application of Easy Trailing Transportations, LLC, for voluntary termination of Certificate No. 1266 is hereby denied.

3. That Certificate of Authority No. 1266 is hereby revoked.

4. That within 30 days from the date of this order Easy Trailing Transportations, LLC, shall:

- a. remove from his vehicle(s) the identification placed thereon pursuant to Commission Regulation No. 61;
- b. file a notarized affidavit with the Commission verifying compliance with the preceding requirement; and
- c. surrender Certificate No. 1266 to the Commission.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director

⁴ See *In re Coach One, Inc.*, MP-07-097, Order No. 10,492 (May 17, 2007) (same).