

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,305

IN THE MATTER OF:

Served April 24, 2008

COMMUNITY TRANSPORTATION, LLP,)
Suspension and Investigation of)
Revocation of Certificate No. 1342)

Case No. MP-2008-062

This matter is before the Commission on respondent's response to Order No. 11,265, served April 10, 2008, directing respondent to verify cessation of operations in the Metropolitan District as of March 20, 2008.

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

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 1342 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. 1342 was rendered invalid on March 20, 2008, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 11,225, served March 20, 2008, noted the automatic suspension of Certificate No. 1342 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 1342, and gave respondent thirty days to replace the expired endorsement and pay the \$50 late fee due under Regulation No. 67-03(c) or face revocation of Certificate No. 1342.

Respondent thereafter paid the late fee and submitted a \$1.5 million primary WMATC Insurance Endorsement. The new endorsement, however, is effective April 4, 2008, instead of March 20, 2008. Order No. 11,265 accordingly directed respondent to verify cessation of operations as of March 20, 2008, and required respondent to corroborate the verification with copies of respondent's pertinent business records, in accordance with Regulation No. 58-14. Inasmuch as respondent's general tariff at that time was an out of date DC

¹ Compact, tit. II, art. XI, § 6(a).

² Compact, tit. II, art. XI, § 7(g).

Medicaid Tariff, respondent was directed to file a new tariff, as well.

Respondent has since filed a new tariff and submitted the statement of its CEO, Tena Taylor, verifying cessation of operations as of March 20, 2008. The statement is corroborated by respondent's general business records and statements from respondent's clients.

Based on the evidence, the suspension shall be lifted and this proceeding terminated.

IT IS SO ORDERED.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director