

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,320

IN THE MATTER OF:

Served May 1, 2008

Application of MAX VOLCY, Trading) Case No. AP-2008-082
as V TRANS, for Voluntary)
Termination of Certificate No. 1309)

MAX VOLCY, Trading as V TRANS,) Case No. MP-2008-077
Suspension and Investigation of)
Revocation of Certificate No. 1309)

Certificate No. 1309 was automatically suspended on April 11, 2008, pursuant to Regulation No. 58-12, for the willful failure of Max Volcy, t/a V Trans, (Volcy), 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 Volcy in Order No. 11,267, that Certificate No. 1309 would be subject to revocation if Volcy failed to file the necessary insurance endorsement(s) and pay a \$50 late fee within thirty days. Volcy responded on April 18 by filing an application for voluntary termination of Certificate No. 1309. Volcy has yet to pay the late fee.

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

Volcy is not in good standing for having failed to pay the \$50 late fee.² Because Volcy is not in good standing, we shall deny the application for voluntary termination.³ Because Volcy is not in compliance with Commission Regulation No. 58 and has discontinued operating, we shall revoke Certificate No. 1309 pursuant to Article XI, Section 10(c), of the Compact.⁴ The \$50 late fee shall remain due.

THEREFORE, IT IS ORDERED:

1. That Case Nos. AP-08-082 and MP-08-077 are hereby consolidated pursuant to Commission Rule No. 20-02.

¹ *In re Seyoum Semegne, t/a Nile Transp.*, AP-08-022, Order No. 11,206 (Mar. 6, 2008).

² See *id.* (same).

³ See *id.* (denying voluntary termination because late fee not paid).

⁴ See *id.* (same).