

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,640

IN THE MATTER OF:

Served October 24, 2008

Application of JOSE ABRAHAM CRUZ)
for a Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2008-039

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. 11,281, served April 17, 2008.

Order No. 11,281 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. The conditional grant consequently became void on October 15, 2008. Under Article XIII, Section 4(a), applicant has until November 14, 2008, to file an application for reconsideration.¹

Respondent has timely filed an application for reconsideration as of October 15, 2008, but the application does not allege any error on the part of the Commission as required by statute.² The application therefore is denied. However, considering that applicant has fully satisfied the conditions of issuance prescribed in Order No. 11,281, we will reopen this proceeding on our own initiative³ and issue Certificate of Authority No. 1501.⁴

THEREFORE, IT IS ORDERED: That Certificate of Authority No. 1501 shall be issued to Jose Abraham Cruz, 1142 Cedar Lane, Beltsville, MD 20705

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director

¹ 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).

² Compact, tit. II, art. XIII, § 4(a).

³ Commission Rule No. 26-04.

⁴ See Order No. 7063 (proceeding reopened to issue certificate of authority).