

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,763

IN THE MATTER OF:

Served December 18, 2008

Application of WHOLISTIC DAY) Case No. AP-2008-042
SERVICES, 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. 11,302, served April 23, 2008.

Order No. 11,302 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 21, 2008 Under Article XIII, Section 4(a), applicant had until November 20, 2008, to file an application for reconsideration.¹

Respondent timely filed an application for reconsideration on October 28, 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. 11,302, we will reopen this proceeding on our own initiative³ and issue Certificate of Authority No. 1517.⁴

THEREFORE, IT IS ORDERED that Certificate of Authority No. 1517 shall be issued to Wholistic Day Services, Inc., 2210 Adams Place, N.E., Washington, DC, 20018.

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).