

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 12,113

IN THE MATTER OF:

Served August 11, 2009

THEODORE WILBERT BAILEY, Trading as )  
BAILEY'S TRANSPORTATION, Suspension )  
and Investigation of Revocation of )  
Certificate No. 1445 )

Case No. MP-2009-111

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 1445 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. Under Regulation No. 67-03(c), \$50 is due and payable upon the failure of a carrier to timely file an acceptable WMATC Insurance Endorsement.

The \$1.5 million primary WMATC Insurance Endorsement on file for respondent expired on August 9, 2009, and has not been replaced. Certificate No. 1445, therefore, is automatically suspended under Regulation No. 58-12 and may be revoked if respondent fails to file the necessary WMATC Insurance Endorsement(s) and pay the \$50 late fee within thirty days.<sup>1</sup>

THEREFORE, IT IS ORDERED:

1. That respondent shall not transport passengers for hire under Certificate No. 1445, unless and until otherwise ordered by the Commission.

1. That Certificate No. 1445 shall be subject to revocation pursuant to Article XI, Section 10(c), of the Compact, if respondent fails to file the necessary WMATC Insurance Endorsement(s) and pay \$50 by money order, certified check, or cashier's check within thirty days.

FOR THE COMMISSION:



William S. Morrow, Jr.

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<sup>1</sup> Certificate No. 1310 has been suspended since May 5 pursuant to Regulation Nos. 60-03 and 67-04, and therefore currently subject to revocation, for respondent's failure to tender an annual report for 2009 and pay the associated \$100 late fee on or before May 4. *In re Sharper Image Passenger Transp. Serv., LLC*, No. MP-09-066, Order No. 11,970 (May 8, 2009).

Executive Director