

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 12,134

IN THE MATTER OF:

Served September 1, 2009

SAMS HEALTH CARE SERVICES INC., )  
Suspension and Investigation of )  
Revocation of Certificate No. 1278 )

Case No. MP-2008-005

This matter is before the Commission on the failure of respondent to comply with Order No. 12,096, served July 17, 2009.

Previously, Order No. 11,947, served April 23, 2009, assessed a civil forfeiture of \$20,000 against respondent for transporting passengers for hire between points in the Metropolitan District while Certificate No. 1278 was suspended and for failing to comply with a Commission order. All but \$2,250 of the forfeiture was suspended on the condition that respondent pay the net forfeiture on or before June 30, 2009. The order stated that the full forfeiture of \$20,000 would be immediately due and payable if applicant failed to pay the net forfeiture on or before June 30, 2009.

Order No. 11,947 also imposed a one-year period of probation and stipulated that a willful violation of the Compact, or of the Commission's rules, regulations or orders thereunder, during the period of probation would constitute grounds for immediate suspension and/or revocation of Certificate No. 1278 without further proceedings, regardless of the nature and severity of the violation.

Respondent paid \$100 toward the forfeiture on June 30 and requested an extension of two years to pay the remainder of the net forfeiture in monthly installments. Order No. 12,096 granted an extension of eighteen months commencing July 1, 2009. Respondent was directed to pay the remaining \$2,150 in seventeen installments of \$120 each and one installment of \$110. The first installment was due August 1, 2009. Respondent has yet to submit the first installment payment.

Inasmuch as respondent has failed to timely pay the net forfeiture of \$2,250 in accordance with the terms of Order No. 11,947, the gross forfeiture of \$20,000 assessed therein, less the \$100 paid June 30, now stands due and payable. Further, inasmuch as respondent willfully failed to comply with Commission Order Nos. 11,947 and 12,096 during the probationary period established in Order No. 11,947, Certificate No. 1278 shall be revoked.

THEREFORE, IT IS ORDERED:

1. That pursuant to Commission Order No. 11,947, the gross forfeiture of \$20,000 assessed therein, less the \$100 paid June 30, stands immediately due and payable.

2. That respondent is hereby directed to pay to the Commission by money order, certified check, or cashier's check, the sum of nineteen thousand nine hundred dollars (\$19,900).

3. That pursuant to Article XI, Section 10(c), of the Compact, and in accordance with the terms of Commission Order No. 11,947, Certificate of Authority No. 1278 is hereby revoked for respondent's willful failure to comply with Order Nos. 11,947 and 12,096.

4. That within 30 days from the date of this order respondent shall:

- a. remove from respondent's vehicle(s) the identification placed thereon pursuant to Commission Regulation No. 61;
- b. file a notarized affidavit with the Commission verifying compliance with the preceding requirement; and
- c. surrender Certificate No. 1278 to the Commission.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS CHRISTIE AND BRENNER:



William S. Morrow, Jr.  
Executive Director