

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 12,332

IN THE MATTER OF: Served March 10, 2010

Application of JETS TRANSIT) Case No. AP-2010-023
SERVICE, LLC, for Voluntary)
Termination of Certificate No. 1564)

JETS TRANSIT SERVICE, LLC,) Case No. MP-2010-009
Suspension and Investigation of)
Revocation of Certificate No. 1564)

Certificate No. 1564 was automatically suspended on February 2, 2010, pursuant to Regulation No. 58-12, for the failure of Jets Transit Service, LLC, (Jets Transit) to maintain on file with the Commission proof of \$1.5 million in combined-single-limit, motor vehicle liability insurance as required by Regulation No. 58.

Order No. 12,302, served February 2, 2010, in Case No. MP-2010-009, noted the suspension of Certificate No. 1564 and observed that a \$50 late insurance fee had become due under Regulation No. 67-03(c). The order further noted that Jets Transit had yet to tender its annual report for 2010 and the \$150 annual fee for 2010, which were both due January 31, 2010, pursuant to Regulation Nos. 60-01 and 67-02. The failure of Jets Transit to tender its 2010 annual report and 2010 annual fee triggered another \$200 in late fees under Regulation No. 67-03(a),(b).

Order No. 12,302 accordingly gave respondent thirty days to file the necessary WMATC Insurance Endorsement(s), submit a 2010 annual report, and pay by money order or check the sum of \$400, or show cause why Certificate No. 1564 should not be revoked pursuant to Article XI, Section 10(c), of the Compact. Instead of complying with the order, Jets Transit filed an application on February 26, 2010, requesting voluntary termination of Certificate No. 1564.

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

Jets Transit is not in good standing with the Commission. Jets Transit owes a 2010 annual report and \$400 in fees. Because Jets Transit is not in good standing, we shall deny the application for

¹ *In re Stream-Line Limo. Serv. Inc.*, No. AP-09-061, Order No. 12,024 (June 4, 2009).

voluntary termination.² Because Jets Transit has failed to file the necessary insurance endorsement(s), submit a 2010 annual report, and pay all outstanding fees, Certificate No. 1564 shall be revoked.³

The 2010 annual report and \$400 in fees shall remain due.

THEREFORE, IT IS ORDERED:

1. That Case Nos. AP-2010-023 and MP-2010-009 are hereby consolidated pursuant to Commission Rule No. 20-02.

2. That the application of Jets Transit Service, LLC, for voluntary termination of Certificate No. 1564 is hereby denied.

3. That Certificate of Authority No. 1564 is hereby revoked pursuant to Article XI, Section 10(c), of the Compact for the willful failure of Jets Transit to comply with Order No. 12,302 and Regulation Nos. 58, 60, and 67.

4. That the \$50 late insurance fee due under Regulation No. 67-03(c) shall remain due.

5. That the annual report for 2010 due under Regulation No. 60-01; the \$150 annual fee for 2010 due under Regulation No. 67-02; and the \$200 in associated late fees due under Regulation No. 67-03(a),(b) shall remain due.

6. That within 30 days from the date of this order Jets Transit Service, LLC, 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. 1564 to the Commission.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS BRENNER AND CHRISTIE:



William S. Morrow, Jr.
Executive Director

² See *id.* (voluntary termination denied where annual report and fees remained outstanding).

³ See *id.* (same).